

JOHN L. BURRIS, Esq., SBN 69888  
BENJAMIN NISENBAUM, Esq., SBN 222173  
JAMES COOK, Esq., SBN 300212  
**Burris Nisenbaum Curry & Lacy, LLP**  
7677 Oakport Street, Suite 1120  
Oakland, California 94621  
Telephone: (510) 839-5200  
Facsimile: (510) 839-3882  
John.Burris@bncllaw.com  
Ben.Nisenbaum@bncllaw.com  
James.Cook@bncllaw.com

Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**

TRENT ALLEN, individually; SHAGOOFA  
KHAN, individually; ADAM CARPENTER,  
individually; JOSHUA BUTLER,  
individually; DEJON RICHARDS,  
individually; DRESHAWN JACKSON,  
individually; KARDELL SMITH,  
individually; DAVID MACKIN, individually;  
TERRY DWAYNE ROBINSON, JR.,  
individually; MANDINGO CAIN,  
individually; AMADEO GARCIA, JR.,  
individually; ARON TYSON, individually;  
DAUNTE GELLINGTON, individually;  
ROBERT YOUNG, individually; TERRY  
THOMAS, individually; SHAQUILLE  
HILLARD, individually; DANYEL EARL  
LACY, individually; KAYCEE SUITTER,  
individually; MARCELL LEWIS,  
individually; GREGORIO YARBOROUGH,  
individually; QUINCY MASON, individually;  
TAHJAY MCCULLOUGH, individually;  
JAMARI ALLEN; individually;

Plaintiffs,

v.

CITY OF ANTIOCH, a municipal

CASE NO.: 3:23-cv-01895-VC  
Consolidated with case nos.  
23-cv-03773-VC and 3:23-cv-06573-VC

FIRST AMENDED CONSOLIDATED  
COMPLAINT FOR DAMAGES

DEMAND FOR JURY TRIAL

1 corporation; ROB BERNAL, individually and  
2 in his official capacity as the City Manager for  
the CITY OF ANTIOCH; CORNELIUS  
3 JOHNSON, individually and in his official  
capacity as the City Manager for the CITY OF  
4 ANTIOCH; FORREST EBBS, individually  
and in his official capacity as the City  
5 Manager for the CITY OF ANTIOCH;  
KWAME REED, individually and in his  
6 official capacity as the City Manager for the  
CITY OF ANTIOCH; TAMMANY  
7 BROOKS, individually and in his official  
8 capacity as police chief for the CITY OF  
ANTIOCH; TONY MOREFIELD,  
9 individually and in his official capacity as  
interim police chief for the CITY OF  
10 ANTIOCH; STEVEN FORD, individually and  
11 in his official capacity as police chief for the  
CITY OF ANTIOCH; MATTHEW NUTT,  
12 individually and in his official capacity as a  
police officer for the CITY OF ANTIOCH;  
13 JOSH EVANS, individually and in his official  
capacity as a police sergeant for the CITY OF  
14 ANTIOCH; ERIC ROMBOUGH, individually  
and in his official capacity as a police officer  
15 for the CITY OF ANTIOCH; MORTEZA  
AMIRI, individually and in his official  
16 capacity as a police officer for the CITY OF  
ANTIOCH; SCOTT DUGGAR, individually  
17 and in his official capacity as a police officer  
for the CITY OF ANTIOCH; JOHN  
18 RAMIREZ, individually and in his official  
capacity as a police officer for the CITY OF  
19 ANTIOCH; TIMOTHY MANLY  
WILLIAMS, individually and in his official  
20 capacity as a police officer for the CITY OF  
ANTIOCH; TOM LENDERMAN,  
21 individually and in his official capacity as a  
police officer for the CITY OF ANTIOCH;  
22 LOREN BLEDSOE, individually and in his  
official capacity as a police sergeant for the  
23 CITY OF ANTIOCH; THOMAS SMITH,  
24 individually and in his official capacity as a  
police officer for the CITY OF ANTIOCH;  
25 CALVIN PRIETO, individually and in his  
official capacity as a police officer for the  
26 CITY OF ANTIOCH; ANDREA  
27 RODRIGUEZ, individually and in her official  
28

capacity as a police officer for the CITY OF ANTIOCH; JONATHAN ADAMS, individually and in his official capacity as a police officer for the CITY OF ANTIOCH; DEVEN WENGER, individually and in his official capacity as a police officer for the CITY OF ANTIOCH; DANIEL HARRIS, individually and in his official capacity as a police officer for the CITY OF ANTIOCH; ROBERT GERBER, individually and in his official capacity as a police officer for the CITY OF ANTIOCH; KYLE HILL, individually and in his official capacity as a police officer for the CITY OF ANTIOCH; Officer BROCK MARCOTTE, individually and in his official capacity as a police officer for the CITY OF ANTIOCH; ARRON HUGHES, individually and in his official capacity as a police officer for the CITY OF ANTIOCH; RYAN GEIS, individually and in his official capacity as a police officer for the CITY OF ANTIOCH; ANTIOCH POLICE DEPARTMENT OFFICER MOORE, individually and in his official capacity as a police officer for the CITY OF ANTIOCH; JIMMY WISECARVER, individually and in his official capacity as a police sergeant for the CITY OF ANTIOCH; RICK HOFFMAN, individually and in his official capacity as a police sergeant for the CITY OF ANTIOCH; and DOES 1-100, inclusive,

Defendants.

## **INTRODUCTION**

1. In the early 2000's, Black and brown people migrated away from east and west Oakland's urban sprawl, blight, and oppressive policing. They relocated east to cities such as Tracy, Pittsburgh, and Antioch. They sought the imprimatur of authentic citizenship intrinsic in the greenery and rolling hills of those East Bay communities. Instead, these people were subjected to a systematic and intentional effort to repress their existence through discriminatory and violent

1 policing. The victims complained about the conspiracy, spoken or unspoken, of abuse over the  
2 years. Their calls for justice and reform went unheard for years. On April 11, 2023, local media  
3 published certified proof of the depth of many Antioch Police Department Officers' bigotry, racism,  
4 willingness to falsify evidence, and their insider celebration of their own uses of unconstitutional  
5 and unreasonable force.

6  
7 2. On March 28, 2023, the Office of the District Attorney of Contra Costa County  
8 published an investigative report detailing crimes of moral turpitude and criminal offenses  
9 committed by sworn law enforcement officers within the CITY OF ANTIOCH Police Department.  
10 From 2019-2022, Antioch police officers and sergeants exchanged hundreds of salacious text  
11 messages riddled with vile and offensive language about community members. In those text threads,  
12 officers bragged about using excessive force and beating arrest subjects so severely that the officers  
13 themselves hurt their hands and feet. The District Attorney's report detailed "derogatory,  
14 homophobic, and sexually explicit language and photographs shared by members of the Antioch  
15 Police Department that demonstrates their racial bias and animus towards African Americans and  
16 other people of color in the community." Over a period of at least four years, the Antioch Police  
17 Department officers regularly referred to citizens as "niggers," "niggas," "monkeys," "gorillas,"  
18 "faggots," "water buffalos," "cunts," "pussies," "fat bitches," and more. Officers celebrated the  
19 violent targeting of Black community members ("we just ran down a monkey"; "I'm only stopping  
20 them cuz they black [sic]"; "I'll bury that nigger in my fields"; "I can't wait to forty all of them").  
21 Furthermore, officers admitted to serious acts of lying and falsification ("we'll just say he refused to  
22 comply"; "I sometimes just say people gave me a full confession when they didn't. gets filed easier  
23 [sic]"). Appallingly, at least 45 officers participated in or were aware of this misconduct and did  
24 nothing.  
25  
26  
27  
28

1           3.       The widespread abuse by large numbers of the Antioch Police Department  
2 population, detailed in the investigative report, highlights a pattern and practice of discriminatory  
3 law enforcement based on race and gender. Officers engaged in vile derogatory speech, physical  
4 mistreatment of community members, and violations of individual civil rights. The abuses in  
5 question were the product of a culture of intolerance within the CITY OF ANTIOCH Police  
6 Department. This culture is rooted in the deliberate indifference of high-ranking City officials, who  
7 have routinely acquiesced in the misconduct and otherwise failed to take necessary measures to  
8 curtail and prevent it. Despite the repeated and frequent nature of the misconduct and civil rights  
9 violations committed by its officers, high ranking CITY OF ANTIOCH officials failed to take any  
10 or appropriate remedial action. As a result, officers engaged in repeated and serious acts of  
11 misconduct and civil rights violations against citizens living, visiting, and/or traveling in Antioch.  
12

13           4.       Plaintiffs, all of whom experienced malicious treatment by Antioch Police  
14 Department officers during the time frame in which officers exchanged these text  
15 messages, recently discovered that the officers' treatment of them was based in racial animus,  
16 misogyny, homophobia, and other offensive conduct. Plaintiffs have reason to believe that each of  
17 their interactions with Antioch Police Department officers constituted numerous civil rights  
18 violations. Plaintiffs are informed and believe and thereon allege that said civil rights violations  
19 and/or misconduct included, and were not limited to, assaults, beatings, false arrests, unreasonable  
20 searches and seizures, intimidation, false imprisonment, malicious prosecution, denial of equal  
21 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct.  
22

23           5.       Plaintiffs, demanding a jury trial, bring this action against the above-named  
24 Defendants, inclusive, pursuant to Title 42 U.S.C. §§ 1983 and 1988, and the Fourth Amendment to  
25 the United States Constitution. It is alleged that these violations were committed during the course  
26  
27  
28

1 and scope of the above-mentioned law enforcement officers' employment with the aforementioned  
2 government agencies and DOES 1-100.

### 3 JURISDICTION AND VENUE

4 6. This action arises under Title 42 of the United States Code, §§ 1981, 1983, and 1985.  
5 Title 28 of the United States Code, §§ 1331 and 1343 confers jurisdiction upon this Court. The  
6 unlawful acts and practices alleged herein occurred in California, which is within the judicial  
7 district of this Court. Venue is proper in this Court under 28 U.S.C. § 1391(b) because Defendants  
8 are believed to reside in this district and all incidents, events, and occurrences giving rise to this  
9 action occurred in this district.  
10

### 11 PARTIES

12 7. Plaintiff **TRENT ALLEN** ("ALLEN") has been and is a resident of California and a  
13 United States Citizen. He brings this action on his own behalf. On March 30, 2021, Mr. ALLEN  
14 was arrested and brutally beaten by Defendant CITY OF ANTIOCH Police Officer ERIC  
15 ROMBOUGH. Leading up to ALLEN's arrest, Defendant ROMBOUGH exchanged text messages  
16 about TRENT ALLEN with many CITY OF ANTIOCH Police Officers, including Defendant  
17 Officers ROBERT GERBER, JONATHAN ADAMS, BROCK MARCOTTE, and THOMAS  
18 SMITH. These messages included photographs of TRENT ALLEN before and after his arrest,  
19 including injuries Mr. ALLEN sustained during the arrest, and describing Mr. ALLEN in  
20 homophobic and racially-charged language. Notably, Defendant ROMBOUGH bragged about his  
21 conduct in arresting TRENT ALLEN, stating in text messages that he "40d [ALLEN] right next to  
22 his throat," gave ALLEN "6 muzzle thumps," and that he tried to "kick [ALLEN'S] head over the  
23 fence." ROMBOUGH also stated "I tried to knock him unconscious" and referred to ALLEN as  
24 "faggot" and "nigger" multiple times. Defendant CITY OF ANTIOCH Police Officers, including  
25 Defendants Officer MARCOTTE, TIMOTHY MANLY-WILLIAMS, SCOTT DUGGAR, JOSH  
26  
27  
28

1 EVANS, GARCIA, ADAMS, SMITH, and GERBER, each participated in text conversations  
2 celebrating the violence ROMBOUGH inflicted on TRENT ALLEN during his arrest. Concurrent  
3 to Defendant CITY OF ANTIOCH Police Department's criminal investigation into TRENT  
4 ALLEN, Defendant MANLY WILLIAMS did knowingly engage in illegal wiretap and destruction  
5 of evidence. TRENT ALLEN remains in-custody, having been incarcerated since his arrest on  
6 March 30, 2021.

7  
8 8. Plaintiff **SHAGOOFA KHAN** ("KHAN") has been and is a resident of California  
9 and a United States Citizen. She brings this action on her own behalf. Ms. KHAN was arrested and  
10 prosecuted maliciously and without provocation or cause by Defendant CITY OF ANTIOCH Police  
11 Officers in January, 2021. Ms. KHAN was charged with felony arson and battery on an officer.  
12 KHAN completed diversion; however she never entered a plea agreement. The charges were  
13 eventually dismissed. The arresting Defendant CITY OF ANTIOCH Officers, included but not  
14 limited to Defendants EVANS, MANLY WILLIAMS, TOM LENDERMAN, LOREN BLEDSOE,  
15 and SMITH, are key participants in the ongoing investigation by Federal Agencies into the  
16 discriminatory text messages sent among CITY OF ANTIOCH Police Department officers and  
17 sergeants. Concurrent with Ms. KHAN's arrest, Defendant Officer EVANS sent racist and  
18 misogynistic text messages about her to multiple CITY OF ANTIOCH officers, including  
19 Defendant Officers ROMBOUGH, MANLY WILLIAMS, BLEDSOE, and SMITH, in which  
20 EVANS described Ms. Khan as an Arabian knight's [sic] 'cum dumpster.'"

21  
22  
23 9. Plaintiff **ADAM CARPENTER** ("CARPENTER") has been and is a resident of  
24 California and a United States Citizen. He brings this action on his own behalf. CARPENTER was  
25 arrested maliciously and without provocation or cause on November 3, 2020 by multiple CITY OF  
26 ANTIOCH Police Officers, including Defendants MORTEZA AMIRI, ROMBOUGH, DUGGAR,  
27 and MANLY WILLIAMS. From January 2020 up until the date of his arrest, these and other CITY  
28



1 OF ANTIOCH Police Officers conducted nearly ten traffic stops on Mr. CARPENTER. Concurrent  
2 with CARPENTER's arrest and traffic stops, Defendant Officers including ROMBOUGH,  
3 DUGGAR, AMIRI, and MANLY WILLIAMS, planned via text message to arrest and tow people  
4 for "driving while black," and referred to the subjects of such stops as "monkeys," "gorillas,"  
5 "niggers," and "turds." <sup>1</sup>Defendant AMIRI texted Defendant Officers to "keep their cameras off,"  
6 and that the "game plan" was to "violate rights, forty people, and catch turds." Defendants  
7 MARCOTTE and ROMBOUGH similarly texted describing their on-duty conduct near the time of  
8 CARPENTER's arrest as "violating civil rights." While Mr. CARPENTER was subjected to  
9 multiple traffic stops, Defendant Officers RODRIGUEZ and PRIETO agreed to write a large  
10 amount of traffic citations in and around Antioch, targeting a specific group of people they referred  
11 to as "niggers."

12  
13  
14 10. Plaintiff **JOSHUA BUTLER** ("BUTLER") has been and is a resident of California  
15 and a United States Citizen. He brings this action on his own behalf. Mr. BUTLER was arrested  
16 maliciously and without provocation or cause by Defendant CITY OF ANTIOCH Police Officers in  
17 February, 2022. Multiple Defendant Officers, including JOSH EVANS, arrested BUTLER for  
18 allegedly discharging a firearm, despite never finding a weapon. Concurrent with Mr. BUTLER's  
19 arrest, Defendant CITY OF ANTIOCH Police Officers, including Defendant Officer EVANS, sent  
20 numerous text messages about Black people, calling them "gorillas," "niggers," "monkeys," and  
21 using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). EVANS  
22 sent text messages to other CITY OF ANTIOCH Officers in which he lamented that bruises "never  
23 look as good on black guys." In these text messages, Defendant EVANS regularly referred to Black  
24 people as "niggers." Discussing an unknown subject, EVANS texted Defendant AMIRI: "I'm going  
25  
26

27  
28 <sup>1</sup> Defendants use language describing feces such as "[number] 2's", "pieces of shit", and "turds" throughout their text threads as a reference to Black and Brown people.



1 to bury that nigger in my fields” and “yes, it was a hard R on purpose.” Since the date of the arrest,  
2 DEFENDANTS Officers of Defendant CITY OF ANTIOCH have conducted nearly ten traffic stops  
3 on Mr. BUTLER, each time verbally accosting him with racist slurs and obscenities. None of these  
4 traffic stops have resulted in additional arrests. On May 26, 2023, BUTLER’s firearm case was  
5 dismissed.  
6

7 11. Plaintiff **DEJON RICHARDS** (“RICHARDS”) has been and is a resident of  
8 California and a United States Citizen. He brings this action on his own behalf. Mr. RICHARDS  
9 was arrested and brutalized in 2020 by Defendant CITY OF ANTIOCH Police Department  
10 Officers, including Defendant Officer DUGGAR. During the arrest, DUGGAR repeatedly called  
11 RICHARDS a “bitch,” told him that he had no rights, and slammed RICHARDS’ head on the car—  
12 causing a laceration to the left side of his face. Concurrent to Mr. RICHARDS’ arrest, DUGGAR  
13 sent text messages to other Antioch officers in which he referred to Black people as “niggas.”  
14 Around the time of RICHARDS’ arrest, Defendant DUGGAR also participated in text message  
15 threads with Defendant CITY OF ANTIOCH Police Officers in which they discussed plans to  
16 violate civil rights while on duty, and celebrated images of injuries inflicted by CITY OF  
17 ANTIOCH Police Officers. One image was so offensive it caused a Defendant CITY OF  
18 ANTIOCH Police Sergeant to respond: “we’re all going to prison.” Mr. RICHARDS was  
19 incarcerated for one year prior to his case being dismissed.  
20  
21

22 12. Plaintiff **DRESHAWN JACKSON** (“JACKSON”) has been and is a resident of  
23 California and a United States Citizen. He brings this action on his own behalf. JACKSON was  
24 arrested in 2018 by CITY OF ANTIOCH Police Department Officers, including Defendant CITY  
25 OF ANTIOCH Police Officer ROMBOUGH. During the arrest, ROMBOUGH admitted to  
26 JACKSON that he had “a beer or two,” then demanded that JACKSON get out of the car.  
27 JACKSON was charged with possession of a firearm and was incarcerated for 15 months. In April,  
28

1 2022, JACKSON's case was dismissed by the District Attorney. While employed as a Defendant  
2 CITY OF ANTIOCH Police officer, Defendant ROMBOUGH along with Defendants AMIRI and  
3 WENGER conspired and agreed together and with other CITY OF ANTIOCH Police officers to  
4 injure, oppress, threaten, and intimidate residents of Antioch, California and the surrounding  
5 districts. As a part of this scheme, ROMBOUGH, AMIRI, and WENGER used force as punishment  
6 to subjects beyond any imposed by the criminal justice system, and repeatedly referenced violating  
7 civil rights while acting in their official capacity for Defendant CITY OF ANTIOCH. Defendant  
8 ROMBOUGH proudly admitted to brutalizing arrestees on multiple occasions and often referred to  
9 arrestees with homophobic and racially-charged language. Moreover, concurrent to the arrest of  
10 DRESHAWN JACKSON, Defendant ROMBOUGH was collecting spent 40 mm ammunitions  
11 which he used to create a "trophy flag" to commemorate his use of force on individuals in and  
12 around Antioch. ROMBOUGH bragged about this flag in multiple text messages with Defendant  
13 CITY OF ANTIOCH Police Department officers and others.

16 13. Plaintiff **KARDELL SMITH** ("KARDELL SMITH") has been and is a resident of  
17 California and a United States Citizen. He brings this action on his own behalf. KARDELL SMITH  
18 was arrested on state possession charges in 2019 by Defendant CITY OF ANTIOCH Police  
19 Officers, including Defendant Officers AMIRI and ROMBOUGH. KARDELL SMITH served  
20 parole and then later was picked up on the same charges by the federal government. On April 13,  
21 2022, a federal judge dismissed KARDELL SMITH's case, dropped every charge, and withdrew all  
22 previous pleadings. Concurrent with CARPENTER's arrest Defendant Officers including  
23 ROMBOUGH and AMIRI exchanged text messages about Black people in and around Antioch,  
24 calling them "gorillas," "niggers," "monkeys," and using other targeted slurs to refer to subjects  
25 (i.e.: "faggot," "pussies," "cunt," "fat bitch"). AMIRI and ROMBOUGH proudly admitted to  
26 brutalizing arrestees on multiple occasions within these threads. ROMBOUGH boasted about  
27  
28

1 “violating civil rights” and “only stopping [people] cuz they black [sic].” AMIRI admitted to  
2 serious offenses including falsification, claiming: “I sometimes just say people gave me a full  
3 confession when they didn’t. gets filed easier [sic].”

4       14. Plaintiff **DAVID MACKIN** (“MACKIN”) has been and is a resident of California  
5 and a United States Citizen. He brings this action on his own behalf. MACKIN was brutalized on  
6 June 15, 2021, by CITY OF ANTIOCH Police Department Officers, including Defendant Officer  
7 ROMBOUGH. As a result of this encounter, Mr. MACKIN was beaten so severely that he sustained  
8 a metacarpal fracture in his foot, spent six months in a wheelchair, and underwent multiple  
9 surgeries. Two days before arresting MACKIN, Defendant CITY OF ANTIOCH Officers  
10 ROMBOUGH and AMIRI made plans to “dog bite” and “40mm deployment” when they would  
11 next be on duty together, i.e. the day Mr. MACKIN was subjected to the use of extreme force by  
12 Defendants. In the days following Mr. MACKIN’s arrest, AMIRI and ROMBOUGH exchanged  
13 texts about an email from Defendant CITY OF ANTIOCH Police Department leadership, regarding  
14 “the new BWC and MVAR policies are effective immediately, and the use of these devices should  
15 start at the beginning of the next scheduled shift.” AMIRI and ROMBOUGH both agreed they were  
16 “over it,” and later strategized as to avoid being caught on each other’s cameras. Officers AMIRI  
17 and ROMBOUGH have since been federally indicted for violating civil rights during a time frame  
18 in which Mr. MACKIN’s violent arrest occurred.

19       15. Plaintiff **TERRY DWAYNE ROBINSON, JR.** (“ROBINSON”) has been and is a  
20 resident of California and a United States Citizen. He brings this action on his own behalf.  
21 ROBINSON was arrested and brutalized on July 1, 2022, by Defendant CITY OF ANTIOCH police  
22 officers, including Defendant Officer MATTHEW NUTT. NUTT is implicated in the District  
23 Attorney’s investigation into the discriminatory text messages sent among Antioch Police  
24  
25  
26  
27  
28

1 Department officers and sergeants. NUTT was a member of these group text changes and received  
2 all of the salacious text messages uncovered in this scandal.

3       16. Plaintiff **MANDINGO CAIN** (“CAIN”) has been and is a resident of California and  
4 a United States Citizen. He brings this action on his own behalf. CAIN was searched and arrested  
5 without provocation or cause by CITY OF ANTIOCH police officers in October, 2022. The officers  
6 accused CAIN of illegally transporting a firearm. Mr. CAIN was charged, but the charges were  
7 eventually dismissed. At least one of the Defendant CITY OF ANTIOCH officers is a key  
8 participant in the District Attorney’s investigation into the discriminatory text messages sent among  
9 Antioch Police Department officers and sergeants.  
10

11       17. Plaintiff **AMADEO GARCIA, JR.** (“GARCIA”) has been and is a resident of  
12 California and a United States Citizen. He brings this action on his own behalf. GARCIA was  
13 arrested and brutalized on December 19, 2022, by multiple Defendant CITY OF ANTIOCH Police  
14 Officers who conducted an unlawful search of GARCIA’s vehicle. GARCIA was charged with  
15 multiple counts of possession, but these charges were eventually dismissed.  
16

17       18. Plaintiff **ARON TYSON** (“TYSON”) has been and is a resident of California and a  
18 United States Citizen. He brings this action on his own behalf. In August, 2019, Mr. TYSON was  
19 arrested and brutalized by Defendant CITY OF ANTIOCH Police Officers when they conducted an  
20 unlawful search of TYSON’s vehicle. TYSON was charged with possession, but the charges were  
21 eventually dismissed in August 2022.  
22

23       19. Plaintiff **DAUNTE GELLINGTON** (“GELLINGTON”) has been and is a resident  
24 of California and a United States Citizen. He brings this action on his own behalf. Mr.  
25 GELLINGTON was brutalized on April 30, 2023, by several CITY OF ANTIOCH Police Officers  
26 who falsely accused him of threatening his brother. Mr. GELLINGTON was beaten so severely by  
27  
28

1 CITY OF ANTIOCH Police Officers that he sustained a broken toe, bruised ribs, and scars on his  
2 knees and shoulders.

3         20. Plaintiff **ROBERT YOUNG** (“YOUNG”) has been and is a resident of California  
4 and a United States Citizen. He brings this action on his own behalf. YOUNG was harassed and  
5 robbed on July 3, 2022 by Defendant CITY OF ANTIOCH Police Officer ERIC ROMBOUGH.  
6 Officer ROMBOUGH is a key participant in the District Attorney’s investigation into the  
7 discriminatory text messages sent among Antioch Police Department officers and sergeants.  
8 ROMBOUGH boasted about “violating civil rights” and collecting trophies to commemorate the  
9 violence he inflicted on his victims.  
10

11         21. Plaintiff **TERRY THOMAS** (“THOMAS”) has been and is a resident of California  
12 and a United States Citizen. He brings this action on his own behalf. THOMAS was slammed to the  
13 ground and arrested during an illegal search of his mother’s home on July 12, 2022, by several  
14 CITY OF ANTIOCH Police Officers, including Defendants ROMBOUGH, GERBER, and HILL.  
15 TERRY THOMAS was charged with murder and incarcerated, but the charges were ultimately  
16 dismissed in August, 2023. Officer ROMBOUGH is a key participant in the District Attorney’s  
17 investigation into the discriminatory text messages sent among Antioch Police Department officers  
18 and sergeants. ROMBOUGH boasted about “violating civil rights” and “only stopping [people] cuz  
19 they black [sic].” Officer GERBER is also implicated in the District Attorney’s investigation into  
20 the discriminatory text messages sent among Antioch Police Department officers and sergeants.  
21 GERBER sent text messages containing photos of gorillas and referring to Black people as “fag[s]”  
22 to other Antioch officers.  
23  
24

25         22. Plaintiff **SHAQUILLE HILLARD** (“HILLARD”) has been and is a resident of  
26 California and a United States Citizen. He brings this action on his own behalf. HILLARD was  
27 searched and arrested without provocation or cause in April, 2022, by CITY OF ANTIOCH Police  
28

1 Department officers, including but not limited to Defendant Officers HUGHES and AMIRI. Mr.  
2 HILLARD was illegally searched and charged with gun possession. HILLARD was also harassed  
3 by CITY OF ANTIOCH Police Officers throughout multiple incidents occurring between January  
4 of 2020 and September of 2022. Concurrently, Defendant CITY OF ANTIOCH Police Officers,  
5 including AMIRI and HUGHES, planned and celebrated forcible civil rights violations within  
6 discriminatory text messages among Antioch Police Department officers and sergeants. During this  
7 time Defendant AMIRI also admitted to serious offenses of falsification, claiming: “I sometimes  
8 just say people gave me a full confession when they didn’t. gets filed easier [sic].”

10 23. Plaintiff **DANYEL EARL LACY** (“LACY”) has been and is a resident of  
11 California and a United States Citizen. He brings this action on his own behalf. Mr. LACY was  
12 maliciously targeted, wrongfully searched, and wrongfully arrested by several CITY OF ANTIOCH  
13 Police Officers including Defendant Officers ROMBOUGH, MANLY WILLIAMS, and HUGHES,  
14 in April, 2022 at 1600 Buchanan Road in Antioch, CA. The CITY OF ANTIOCH police officers  
15 searched a car that did not belong to LACY, claimed to find a firearm, and then arrested LACY. Mr.  
16 LACY was charged with illegal possession of a firearm and spent three months in jail, but all  
17 charges were eventually dismissed in August 2023.

19 24. Plaintiff **KAYCEE SUITTER** (“SUITTER”) has been and is a resident of California  
20 and a United States Citizen. She brings this action on her own behalf. On December 19, 2022, Ms.  
21 SUITTER was unlawfully held, handcuffed, and searched in a parking garage while with her  
22 boyfriend, Plaintiff AMADEO GARCIA, by Defendant CITY OF ANTIOCH Police Officers  
23 including but not limited to Defendant Officers MARCOTTE, SMITH, and RODRIGUEZ. After  
24 the search SUITTER was charged with possession of cocaine with intent to distribute; possession of  
25 fentanyl and methamphetamine; and possession of a firearm, but all charges were dismissed on  
26 December 27, 2022. Defendant Officers MARCOTTE, SMITH, and RODRIGUEZ are all key  
27  
28

1 participants in the District Attorney's investigation into the discriminatory text messages sent  
2 among Antioch Police Department officers and sergeants. Defendant Officer SMITH sent text  
3 messages to other CITY OF ANTIOCH Police Officers in which he referred to Black people as  
4 "niggas" and to women as "bitches." Defendant Officer RODRIGUEZ sent texts agreeing to target  
5 Black people for traffic citations, stating that it "will be easy" and "a good time."  
6

7 25. Plaintiff **MARCELL LEWIS** ("LEWIS") has been and is a resident of California  
8 and a United States Citizen. He brings this action on his own behalf. On November 15, 2020, Mr.  
9 LEWIS was unlawfully held, handcuffed, and searched by CITY OF ANTIOCH police officers  
10 including but not limited to Defendant Officer AMIRI. Subsequent to Mr. LEWIS's encounter with  
11 CITY OF ANTIOCH Police Officers, Defendant AMIRI shared in a text message that the word  
12 "nigger" is commonly "commonly used around the [CITY OF ANTIOCH Police Department] thb.  
13 Every group messages with supervisors and IA sgt's matter of fact it was just said today in our  
14 group thread with multiple supervisors in it."  
15

16 26. Plaintiff **GREGORIO YARBOROUGH** ("YARBOROUGH") has been and is a  
17 resident of California and a United States Citizen. He brings this action on his own behalf. On  
18 August 15, 2023, Defendant CITY OF ANTIOCH Police Officer RYAN GEIS used excessive force  
19 when he shot YARBOROUGH without justification.  
20

21 27. Plaintiff **QUINCY MASON** ("MASON") has been and is a resident of California  
22 and a United States Citizen. He brings this action on his own behalf. In June of 2022, CITY OF  
23 ANITIOCH Police Department officers, including Defendant ROMBOUGH, assaulted Mr.  
24 MASON without justification.

25 28. Plaintiff **TAHJAY MCCULLOUGH** ("MCCULLOUGH") has been and is a  
26 resident of California and a United States Citizen. He brings this action on his own behalf. On  
27 November 10, 2020, CITY OF ANTIOCH Police Department officers, including Defendant  
28



1 Officers PRIETO, RODRIQUEZ, AMIRI, and MOORE, physically assaulted Mr. MCCULLOUGH  
2 without justification.

3         29. Plaintiff **JAMARI ALLEN** (“JAMARI ALLEN”) has been and is a resident of  
4 California and a United States Citizen. He brings this action on his own behalf. On approximately  
5 August 22 or 23, 2020, several CITY OF ANTIOCH Police Department officers, including  
6 Defendant AMIRI, needlessly and repeatedly [sic] an Antioch Police Department canine on  
7 JAMARI ALLEN to cause him injury after he had already surrendered and was in the custody of  
8 Defendant Officers.

10         30. Defendant **CITY OF ANTIOCH** (“CITY”) is an incorporated public entity duly  
11 authorized and existing as such in and under the laws of the State of California; and at all times  
12 herein mentioned, Defendant City has possessed the power and authority to adopt policies and  
13 prescribe rules, regulations and practices affecting the operation of the CITY OF ANTIOCH Police  
14 Department and its tactics, methods, practices, customs and usage. At all relevant times, Defendant  
15 CITY was the employer of Defendant OFFICERS, individually and as peace officers.

17         31. Defendant **ROB BERNAL**, (“BERNAL”) at all times mentioned herein, was  
18 employed by Defendant CITY OF ANTIOCH as the City Manager from March, 2017, through the  
19 end of the year 2021. He is being sued individually and in his official capacity as the Manager for  
20 the CITY OF ANTIOCH. Plaintiffs allege that as City Manager, BERNAL had final policy-making  
21 authority over CITY OF ANTIOCH POLICE DEPARTMENT policies and procedures. At all  
22 material times, BERNAL was responsible for supervising, enacting, and enforcing CITY OF  
23 ANTIOCH POLICE DEPARTMENT conduct, policies, and practices including the absence of  
24 needed policies and practices; and for the hiring, retention, supervision, and training of employees,  
25 agents, and leadership of CITY Police Department.  
26  
27  
28

1           32. Defendant **CORNELIUS JOHNSON**, (“JOHNSON”) at all times mentioned herein,  
2 was employed by Defendant CITY OF ANTIOCH as the City Manager from or around December  
3 16, 2021, through approximately July 14, 2023. He is being sued individually and in his official  
4 capacity as the Manager for the CITY OF ANTIOCH. Plaintiffs allege that as City Manager,  
5 JOHNSON had final policy-making authority over CITY OF ANTIOCH POLICE DEPARTMENT  
6 policies and procedures. At all material times, JOHNSON was responsible for supervising,  
7 enacting, and enforcing CITY OF ANTIOCH POLICE DEPARTMENT conduct, policies, and  
8 practices including the absence of needed policies and practices; and for the hiring, retention,  
9 supervision, and training of employees, agents, and leadership of CITY Police Department.  
10

11           33. Defendant **FOREST EBBS**, (“EBBS”) at all times mentioned herein, was employed  
12 by Defendant CITY OF ANTIOCH as the City Manager following the resignation of JOHNSON.  
13 He is being sued individually and in his official capacity as the Manager for the CITY OF  
14 ANTIOCH. Plaintiffs allege that as City Manager, EBBS had final policy-making authority over  
15 CITY OF ANTIOCH POLICE DEPARTMENT policies and procedures. At all material times,  
16 EBBS was responsible for supervising, enacting, and enforcing CITY OF ANTIOCH POLICE  
17 DEPARTMENT conduct, policies, and practices including the absence of needed policies and  
18 practices; and for the hiring, retention, supervision, and training of employees, agents, and  
19 leadership of CITY Police Department.  
20

21           34. Defendant **KWAME REED**, (“REED”) at all times mentioned herein, was  
22 employed by Defendant CITY OF ANTIOCH as the City Manager starting on or about June 26,  
23 2023. He is being sued individually and in his official capacity as the Manager for the CITY OF  
24 ANTIOCH. Plaintiffs allege that as City Manager, REED has final policy-making authority over  
25 CITY OF ANTIOCH POLICE DEPARTMENT policies and procedures. At all material times,  
26 REED was responsible for supervising, enacting, and enforcing CITY OF ANTIOCH POLICE  
27  
28

1 DEPARTMENT conduct, policies, and practices including the absence of needed policies and  
2 practices; and for the hiring, retention, supervision, and training of employees, agents, and  
3 leadership of CITY Police Department.

4         35. Defendant **CITY POLICE CHIEF TAMMANY BROOKS** (“BROOKS”), at all  
5 times mentioned herein, was employed by Defendant CITY as the Chief of Police for the CITY,  
6 from May 2017 through October 2021, and was acting within the course and scope of that  
7 employment. He is being sued individually and in his official capacity as the Chief of Police for the  
8 CITY. Plaintiffs allege Defendant BROOKS was aware of the openly racist conduct of the police  
9 officers he employed, their use of excessive force as set forth herein, the widespread acceptance  
10 within the Antioch Police Department of unconstitutional actions by Antioch police officers as set  
11 forth in the instant Complaint. On January 13, 2021, at approximately 8:22 pm, Defendant AMIRI  
12 sent text messages to Defendant CITY OF ANTIOCH Police officers and sergeants, including  
13 Defendants EVANS, GERBER, MILNER, EWART, DUGGAR, RAMIREZ, MARCOTTE,  
14 GONZALEZ, LENDERMAN, ADAMS, MANLY WILLIAMS, and multiple DOES. The texts  
15 constrained information from a recent news article which accounted that cell phones were seized on  
16 large scale from City of Oakland Police Officers as part of an investigation into sexist and racist  
17 comments made by Oakland Police Officers. In response to this text from AMIRI, several CITY OF  
18 ANTIOCH Police Officers and Sergeants replied, responded with texts which described plans to  
19 destroy similar evidence from their own phones if they were to be confiscated. One CITY Police  
20 Sergeant stated that Chief TAMMANY BROOKS “knew something we don’t when he sent that  
21 email about his new work phone number and talking about PRA requests.”  
22  
23  
24

25         36. Plaintiffs allege that Defendant BROOKS was aware of the misconduct by CITY OF  
26 ANTIOCH Police Officers against Plaintiffs and CITY OF ANTIOCH residents, knowingly failed  
27 to take any remedial measures, and furthermore tolerated, encouraged, and ratified the repeated and  
28

1 widespread pattern and practice of unconstitutional actions by Defendant CITY OF ANTIOCH  
2 Police Officers as set forth herein.

3         37. Defendant **CITY INTERIM POLICE CHIEF TONY MOREFIELD**  
4 (“MOREFIELD”), at all times mentioned herein, was employed by Defendant CITY as the Interim  
5 Chief of Police for the CITY, from October 2021 through May 2022, and was acting within the  
6 course and scope of that employment. He is being sued individually and in his official capacity as  
7 the Interim Chief of Police for the CITY. Plaintiffs allege Defendant MOREFIELD was aware of  
8 the openly racist conduct of the police officers he employed, their use of excessive force as set forth  
9 herein, the widespread acceptance within the Antioch Police Department of unconstitutional actions  
10 by Antioch police officers as set forth in the instant Complaint, and failed to take any remedial  
11 measures, and tolerated, encouraged and ratified the repeated and widespread pattern and practice of  
12 Unconstitutional actions by Defendant CITY OF ANTIOCH police officers as set forth herein.  
13

14         38. Defendant **CITY POLICE CHIEF STEVEN FORD** (“FORD”), at all times  
15 mentioned herein, was employed by Defendant CITY as the Chief of Police for the CITY, from  
16 May 2022 through present, and was acting within the course and scope of that employment. He is  
17 being sued individually and in his official capacity as the Chief of Police for the CITY. Plaintiffs  
18 allege Defendant FORD was aware of the openly racist conduct of the police officers he employed,  
19 their use of excessive force as set forth herein, the widespread acceptance within the Antioch Police  
20 Department of unconstitutional actions by CITY OF ANTIOCH Police Officers as set forth in the  
21 instant Complaint, and failed to take any remedial measures, and tolerated, encouraged and ratified  
22 the repeated and widespread pattern and practice of unconstitutional actions by Defendant CITY OF  
23 ANTIOCH Police Officers as set forth herein.  
24

25         39. Defendant **OFFICER MATTHEW NUTT** (“NUTT”) at all times mentioned  
26 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the  
27  
28

1 course and scope of that employment. He is being sued individually and in his official capacity as  
2 an OFFICER of the CITY. NUTT participated in the unlawful conduct against Plaintiff  
3 ROBINSON. Moreover, NUTT is implicated in the ongoing investigation by local and federal  
4 agencies into the discriminatory text messages sent among Antioch Police Department officers and  
5 sergeants. NUTT received numerous hateful text messages from his fellow CITY OF ANTIOCH  
6 police officers about Black people, calling them “gorillas,” “niggers,” “monkeys,” and using other  
7 targeted slurs to refer to subjects (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”). NUTT was a  
8 recipient of texts in which Defendant Officers bragged about “violating civil rights,” “only stopping  
9 [people] cuz they black [sic],” and “sometimes just say[ing] people gave me a full confession when  
10 they didn’t.” Despite being a direct witness to this behavior, NUTT never intervened nor reported it  
11 to supervisors. As a result, NUTT is implied to be a part of the conspiracy between the officers at  
12 the CITY OF ANTIOCH Police Department to act in concert to promote racial discrimination and  
13 unconstitutional conduct under the color of their position as sworn peace officers. This conspiracy  
14 between the officers directly lead to the damages suffered by the Plaintiffs named herein.  
15

17 40. Defendant **SERGEANT JOSH EVANS** (“EVANS”) at all times mentioned herein,  
18 was employed by Defendant CITY as a SERGEANT of the CITY OF ANTIOCH Police  
19 Department and was acting within the course and scope of that employment. He is being sued  
20 individually and in his official capacity as a SERGEANT of the CITY OF ANTIOCH Police  
21 Department. EVANS sent text messages about an unknown subject, detailing plans to “smash in  
22 and bite him, 40mm him, and call him a cunt.” EVANS referred to Black people as “niggers”  
23 numerous times, and in discussing an unknown subject, he once stated: “I’m going to bury that  
24 nigger in my fields.” In his role as a Sergeant leadership for Defendant CITY OF ANTIOCH Police  
25 Department, EVANS was aware of the openly racist conduct of the police officers he supervised,  
26 their use of excessive force as set forth herein, the widespread acceptance within the Antioch Police  
27  
28

1 Department of unconstitutional actions by Defendant CITY OF ANTIOCH Police Officers as set  
2 forth in the instant Complaint, and failed to take any remedial measures, and tolerated, encouraged  
3 and ratified the repeated and widespread pattern and practice of unconstitutional actions by  
4 Defendant CITY OF ANTIOCH police officers as set forth herein. EVANS' actions were a part of  
5 the Defendant Officers' conspiracy to act in concert to promote racial animus, bias and  
6 discriminatory practices by the CITY OF ANTIOCH Police Department. These actions directly led  
7 to the damages of the Plaintiffs named herein.  
8

9       41. Defendant **OFFICER ERIC ROMBOUGH** ("ROMBOUGH") at all times  
10 mentioned herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting  
11 within the course and scope of that employment. He is being sued individually and in his official  
12 capacity as an OFFICER of the CITY. ROMBOUGH robbed Plaintiff YOUNG and was involved in  
13 the unlawful arrest and force used against Plaintiffs ALLEN, ARPENTER, JACKSON, MACKIN,  
14 THOMAS, LACY, and YARBOROUGH. Defendant ROMBOUGH has been employed with the  
15 CITY OF ANTIOCH Police Department since 2017, and throughout that tenure has been an active  
16 participant in the ongoing discriminatory text messages and conspiracy to violate civil rights among  
17 Antioch Police Department officers and sergeants. Moreover, between at least November 2020 to  
18 August 2021, Defendant ROMBOUGH deployed the 40mm lethal launcher to shoot at least eleven  
19 (11) subjects in and around Antioch. As part of this scheme he secured photographs of the subjects'  
20 injuries and collected spent cartridges as trophies. ROMBOUGH sent text messages to other  
21 Antioch officers in which he referred to Black people as "niggers," "niggas," "gorillas," and  
22 "monkeys." On other occasions, ROMBOUGH boasted about "violating civil rights" and "only  
23 stopping [people] cuz they black [sic]."  
24  
25

26       42. ROMBOUGH has been federally indicted for civil rights violations against citizens  
27 of Antioch in his capacity as a CITY OF ANTIOCH Police Officer. ROMBOUGH acted in concert  
28

1 with named and DOE DEFENDANTS, to promote a culture of racial discrimination within the  
2 CITY OF ANTIOCH Police Department. This conspiracy between ROMBOUGH and other  
3 DEFENDANTS directly lead to the damages suffered by the Plaintiffs named herein. ROMBOUGH  
4 participated in the conspiracy between officers at the CITY OF ANTIOCH Police Department to act  
5 in concert to promote racial discrimination and unconstitutional conduct under the color of their  
6 position as sworn peace officers. This conspiracy between the officers directly lead to the damages  
7 suffered by the Plaintiffs named herein.  
8

9       43. Defendant **OFFICER MORTEZA AMIRI** (“AMIRI”) at all times mentioned  
10 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the  
11 course and scope of that employment. He is being sued individually and in his official capacity as  
12 an OFFICER of the CITY OF ANTIOCH. In 2018, Defendant AMIRI was partnered with CITY  
13 Police Department service K-9 “Purcy” and assigned to the CITY Police Department’s Canine Unit.  
14 As part of this assignment Defendant AMIRI received hundreds hours of training between 2018-  
15 2021, which included topics such as when it is appropriate to deploy a police canine and other  
16 relevant legal standards. Between appr  
17

18       44.       oximately March, 2019, to November, 2021, Defendant AMIRI deployed canine  
19 Purcy to bite at least twenty-eight (28) subjects in and around Antioch. After each bite, AMIRI also  
20 messaged multiple recipients from his personal cell phone. Included in these conversations were  
21 Defendant Officers ROMBOUGH and WENGER about the bites, and often AMIRI gave each bite  
22 victim a consecutive number memorializing the number of dog bites he had accumulated up until  
23 that point. Further, AMIRI sent with these messages photographs and/or videos of each subject’s  
24 injuries, contrary to CITY Police Department policy. These messages also included plans between  
25 ROMBOUGH, WENGER, and other Defendant CITY OF ANTIOCH Police Officers and  
26 Sergeants to deploy a canine without cause against individuals in and around Antioch, California.  
27  
28



1 As part of the Contra Costa District Attorney's investigation into race-based misconduct at ADP,  
 2 Officer Amiri self-reported that close to sixty-eight percent of his total reported and confirmed dog  
 3 bites were suffered by African Americans.

4 45. AMIRI is a key participant in the ongoing investigation into the discriminatory text  
 5 messages sent among CITY OF ANTIOCH Police Department officers and sergeants, during which  
 6 AMIRI sent texts to other Antioch officers in which he referred to Black people as "gorillas" and  
 7 "pussies." He also admitted to serious offenses of falsification, claiming: "I sometimes just say  
 8 people gave me a full confession when they didn't. gets filed easier [sic]." On multiple occasions,  
 9 text messages show that AMIRI encouraged other CITY OF ANTIOCH Police Officers to  
 10 participate in excessive force against civilians in Antioch, California, and to cover it up through  
 11 false reports:  
 12

13 **AMIRI:** **Let's fuck some people up next work week**

14 **WENGER:** Bro Fuck the mother fucking yes

15 **WENGER:** Bite some nerds and crush some dweebs bro!

16 **AMIRI:** hell yeah bro. **Ill find some shit. Ill write it. Just come over and**  
**crush some skulls alongside Purcy. Ill handle the rest lol.**

17 AMIRI has been federally indicted for civil rights violations against citizens of Antioch in his  
 18 capacity as a CITY OF ANTIOCH Police Officer. AMIRI acted in concert with DEFENDANTS,  
 19 and others presently unknown, to promote a culture of racial discrimination and unconstitutional  
 20 acts by the CITY OF ANTIOCH Police Department. This conspiracy between AMIRI and other  
 21 DEFENDANTS directly lead to the damages suffered by the Plaintiffs named herein.

22 46. Defendant **OFFICER SCOTT DUGGAR** ("DUGGAR") at all times mentioned  
 23 herein, was employed by Defendant CITY of ANTIOCH as an OFFICER of the CITY and was  
 24 acting within the course and scope of that employment. He is being sued individually and in his  
 25 official capacity as an OFFICER of the CITY OF ANTIOCH. DUGGAR is a key participant in the  
 26 ongoing investigation into the discriminatory text messages sent among CITY OF ANTIOCH  
 27 Police Department officers and sergeants. DUGGAR sent text messages to other Antioch officers in  
 28

1 which he referred to Black people as “niggas.” DUGGARS’ actions are indicative of the conspiracy  
2 between the officers at the CITY OF ANTIOCH Police Department to act in concert to promote  
3 racial discrimination and unconstitutional conduct under the color of their position as sworn peace  
4 officers. The conspiracy between the officers directly lead to the damages suffered by the Plaintiffs  
5 named herein.  
6

7 47. Defendant **OFFICER JONATHAN RAMIREZ** (“RAMIREZ”) at all times  
8 mentioned herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting  
9 within the course and scope of that employment. He is being sued individually and in his official  
10 capacity as an OFFICER of the CITY. RAMIREZ is implicated in the District Attorney’s  
11 investigation into the discriminatory text messages sent among Antioch Police Department officers  
12 and sergeants. RAMIREZ sent texts to other Antioch officers in which he expressed a desire to “40  
13 that mfr (Thorpe) during the protest today [sic].” This is a reference to the potential use of a .40mm  
14 less lethal launcher being utilized on current CITY OF ANTIOCH Mayor, Lamar Thorpe.  
15 RAMIREZ also sent numerous text messages in which he called Black people “niggas” and  
16 “niggers.” RAMIREZ’s actions are indicative of the conspiracy between the officers at the CITY  
17 OF ANTIOCH Police Department to act in concert to promote racial discrimination and  
18 unconstitutional conduct under the color of their position as sworn peace officers. This conspiracy  
19 between the officers directly lead to the damages suffered by the Plaintiffs named herein.  
20  
21

22 48. Defendant **OFFICER TIMOTHY MANLY WILLIAMS** (“MANLY  
23 WILLIAMS”) at all times mentioned herein, was employed by Defendant CITY as an OFFICER of  
24 the CITY and was acting within the course and scope of that employment. He is being sued  
25 individually and in his official capacity as an OFFICER of the CITY. MANLY WILLIAMS is  
26 implicated in the District Attorney’s investigation into the discriminatory text messages sent among  
27 Antioch Police Department officers and sergeants. MANLY WILLIAMS received numerous hateful  
28

1 text messages from his fellow CITY OF ANTIOCH police officers about Black people, calling  
2 them “gorillas,” “niggers,” “monkeys,” and using other targeted slurs to refer to subjects (i.e.:  
3 “faggot,” “pussies,” “cunt,” “fat bitch”). Furthermore, MANLY WILLIAMS was a recipient of  
4 texts in which Defendant Officers bragged about “violating civil rights,” “only stopping [people]  
5 cuz they black [sic],” and “sometimes just say[ing] people gave me a full confession when they  
6 didn’t.” Despite being a direct participant in and witness to this behavior, MANLY WILLIAMS  
7 never intervened nor reported it to supervisors. MANLY-WILLIAMS conduct is indicative of the  
8 conspiracy between the officers at the CITY OF ANTIOCH Police Department to act in concert to  
9 promote racial discrimination and unconstitutional conduct under the color of their position as  
10 sworn peace officers. The conspiracy between the officers directly lead to the damages suffered by  
11 the Plaintiffs named herein.  
12

13  
14 49. Defendant **OFFICER TOM LENDERMAN** (“LENDERMAN”) at all times  
15 mentioned herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting  
16 within the course and scope of that employment. He is being sued individually and in his official  
17 capacity as an OFFICER of the CITY. LENDERMAN is implicated in the District Attorney’s  
18 investigation into the discriminatory text messages sent among Antioch Police Department officers  
19 and sergeants. LENDERMAN received numerous hateful text messages from his fellow CITY OF  
20 ANTIOCH police officers about Black people, calling them “gorillas,” “niggers,” “monkeys,” and  
21 using other targeted slurs to refer to subjects (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”).  
22 Furthermore, LENDERMAN was a recipient of texts in which Defendant Officers bragged about  
23 “violating civil rights,” “only stopping [people] cuz they black [sic],” and “sometimes just say[ing]  
24 people gave me a full confession when they didn’t.” Despite being a direct witness to this behavior,  
25 LENDERMAN never intervened nor reported it to supervisors. Defendant’s actions are indicative  
26 of the conspiracy between the officers at the Antioch Police Department. Antioch Police  
27  
28

1 Department officers acted in concert to promote racial discrimination by officers within the  
2 ANTIOCH police department. The conspiracy between the officers directly lead to the damages  
3 suffered by the Plaintiffs named herein.

4           50. Defendant **OFFICER LOREN BLEDSOE** (“BLEDSOE”) at all times mentioned  
5 herein, was employed by Defendant CITY as a SERGEANT of the CITY and was acting within the  
6 course and scope of that employment. He is being sued individually and in his official capacity as a  
7 SERGEANT of the CITY. BLEDSOE is implicated in the District Attorney’s investigation into the  
8 discriminatory text messages sent among Antioch Police Department officers and sergeants.  
9 BLEDSOE received numerous hateful text messages from his fellow CITY OF ANTIOCH police  
10 officers about Black people, calling them “gorillas,” “niggers,” “monkeys,” and using other targeted  
11 slurs to refer to subjects (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”). Furthermore, BLEDSOE was  
12 a recipient of texts in which Defendant Officers bragged about “violating civil rights,” “only  
13 stopping [people] cuz they black [sic],” and “sometimes just say[ing] people gave me a full  
14 confession when they didn’t.” BLEDSOE was a member of these group text chats, and by refusing  
15 to intervene and halt the heinous behavior of fellow officers, BLEDSOE failed to perform his  
16 supervisory duties. Defendant’s actions are indicative of the conspiracy between the officers at the  
17 Antioch Police Department. Antioch Police Department officers acted in concert to promote racial  
18 discrimination by officers within the ANTIOCH police department. This conspiracy between the  
19 officers directly lead to the damages suffered by the Plaintiffs named herein.

20           51. Defendant **OFFICER THOMAS SMITH** (“THOMAS SMITH”) at all times  
21 mentioned herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting  
22 within the course and scope of that employment. He is being sued individually and in his official  
23 capacity as an OFFICER of the CITY. THOMAS SMITH is a key participant in the District  
24 Attorney’s investigation into the discriminatory text messages sent among Antioch Police  
25  
26  
27  
28

1 Department officers and sergeants. THOMAS SMITH sent text messages to other Antioch officers  
 2 in which he referred to Black people as “niggas” and to women as “bitches.” Defendant’s actions  
 3 are indicative of the conspiracy between the officers at the Antioch Police Department. Antioch  
 4 Police Department officers acted in concert to promote racial discrimination by officers within the  
 5 ANTIOCH police department. The conspiracy between the officers directly lead to the damages  
 6 suffered by the Plaintiffs named herein.  
 7

8 52. Defendant **OFFICER CALVIN PRIETO** (“PRIETO”) at all times mentioned  
 9 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the  
 10 course and scope of that employment. He is being sued individually and in his official capacity as  
 11 an OFFICER of the CITY. PRIETO is a key participant in the discriminatory text messages sent  
 12 among CITY OF ANTIOCH Police Department officers and sergeants. PRIETO sent text messages  
 13 to other Antioch officers in whom he referred to Black people as “niggas” and to women as  
 14 “bitches.” He also agreed to act in concert with other DEFENDANTS to violate civil rights,  
 15 including but not limited to an agreement to take DNA samples off unconscious subjects and to  
 16 write a large amount of traffic citations by targeting a race-specific group in a specific area in and  
 17 around Antioch, California:  
 18

19	<b>RODRIGUEZ:</b>	I don’t know if I can do the DRE cuz he’s knocked out now.
20	<b>PRIETO:</b>	<b>No we’ll just say he refused to comply and take the blood</b>
	[...]	
21	<b>PRIETO:</b>	<b>I wanna push tho. Like hit those 30 cities.</b>
22	<b>RODRIGUEZ:</b>	Okay we just hafta go to the areas where we can.
	<b>PRIETO:</b>	<b>Make these niggers eat shit. Yes of course.</b>
23	<b>RODRIGUEZ:</b>	Yes that will be easy. And it will be a good time.
		Lol start off quick with the numbers.
24	<b>PRIETO:</b>	<b>yes of course. Get it in and fuck things up.</b>
	[...]	
25	<b>PRIETO:</b>	<b>Well get busy and start towing niggers shit. Come with a</b>
26		<b>stack of [Cal. Highway Patrol Vehicle Impound</b>
		<b>Forms]</b>

27 Defendant PRIETO’s actions are emblematic of the conspiracy between the officers at the Antioch  
 28 Police Department. Antioch Police Department officers acted in concert to promote racial

1 discrimination by officers within the ANTIOCH police department. This conspiracy between the  
2 officers directly lead to the damages suffered by the Plaintiffs named herein.

3         53. Defendant **OFFICER ANDREA RODRIGUEZ** (“RODRIGUEZ”) at all times  
4 mentioned herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting  
5 within the course and scope of that employment. She is being sued individually and in her official  
6 capacity as an OFFICER of the CITY. RODRIGUEZ is a key subject of the District Attorney’s  
7 investigation into the discriminatory text messages sent amongst Antioch Police Department  
8 officers and sergeants. He also agreed to act in concert with other DEFENDANTS to violate civil  
9 rights, including but not limited to an agreement to take DNA samples off unconscious subjects and  
10 to write a large amount of traffic citations by targeting a race-specific group in a specific area in and  
11 around Antioch, California. RODRIGUEZ sent text messages agreeing to target Black people for  
12 traffic citations, stating that it “will be easy” and “a good time.” RODRIGUEZ’s actions are  
13 emblematic of the conspiracy between the officers at the Antioch Police Department. Antioch  
14 Police Department officers acted in concert to promote racial discrimination by officers within the  
15 ANTIOCH police department. This conspiracy between the officers directly lead to the damages  
16 suffered by the Plaintiffs named herein.

17  
18  
19         54. Defendant **OFFICER JONATHAN ADAMS** (“ADAMS”) at all times mentioned  
20 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the  
21 course and scope of that employment. He is being sued individually and in his official capacity as  
22 an OFFICER of the CITY. ADAMS is a key participant in the discriminatory text messages sent  
23 among Antioch Police Department officers and sergeants. ADAMS sent text messages to other  
24 Antioch officers in which he referred to individual subjects as “faggots” and “niggers,” and joked  
25 about all Black people looking the same. He also boasted about using cruel and excessive force,  
26 including but not limited to a message in which he bragged to a CITY OF ANTIOCH Police  
27  
28

1 Sergeant and other Defendant Officers that he “got that faggot to agree to eat his own dick.”  
 2 ADAMS’s actions are emblematic and part of the conspiracy between the officers at the Antioch  
 3 Police Department. Antioch Police Department officers acted in concert to promote racial  
 4 discrimination by officers within the ANTIOCH police department. This conspiracy between the  
 5 officers directly lead to the damages suffered by the Plaintiffs named herein.  
 6

7 55. Defendant **OFFICER DEVEN WENGER** (“WENGER”) at all times mentioned  
 8 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the  
 9 course and scope of that employment. He is being sued individually and in his official capacity as  
 10 an OFFICER of the CITY. Since, July, 2018, WENGER has been employed as a police officer with  
 11 the Defendant CITY OF ANTIOCH Police Department. On August 25, 2023, WENGER was  
 12 suspended by CITY OF ANTIOCH Police Department in relation to his misconduct that was  
 13 exposed in the ongoing Antioch and Federal investigations into the rampant discriminatory  
 14 misconduct within the CITY OF ANTIOCH Police Department. On August 16, 2023, a Grand Jury  
 15 handed down an indictment onto Defendants WENGER, AMIRI, and ROMBOUGH, for  
 16 Conspiracy Against Rights under 18 U.S.C. § 241 and Deprivation of Rights Under Color of Law  
 17 under 18 U.S.C. § 242. WENGER engaged in this conspiracy beginning at a time unknown, no later  
 18 than February 2019, and continued through at least 2022. Each of the Plaintiffs’ suffered injuries  
 19 resulting from contact with Defendant Officers, all of which occurred during the time WENGER  
 20 was employed by CITY OF ANTIOCH Police Department as an officer and while he was engaged  
 21 in a conspiracy to violate civil rights. Not just a passive recipient to the messages relaying those  
 22 plans, for over four years WENGER knowingly sought out and used unconstitutionally excessive  
 23 force against subjects in and around Antioch, California:  
 24  
 25

26	<b>WENGER:</b>	<b>Please find this guy and fuck him in the ass</b>
27	<b>ROMBOUGH:</b>	Deal
28	<b>AMIRI:</b>	ill [K9] bite em
	[...]	



1           **WENGER:**           Pics of [suspect] please my dude!!! That bitch [suspect] has talked so  
2           **AMIRI:**           [IMG\_1072; IMG\_1067; IMG\_1070; IMG\_1066; IMG\_1069]  
3           **WENGER:**           You're my hero.  
4           **AMIRI:**           if [ ] didn't have all those body cams and that was us... we would  
5           **WENGER:**           I agree, That's why I don't like body cams  
6           **WEGNER:**          Home boy got lumped up!!!!  
7           **AMIRI:**           Hahahah The [a corporal] special and the morty special  
8                               [... ] I walked out the tent and game planned how to fuck him up.  
9           **WEGNER:**          Went back and did justice. Wish you were there. Inside a tent with no  
10                              cams... you would have loved it. [ ] agreed to keep cameras off.  
11           **WENGER:**          Bro...fuuuuuuuuck yes!!! Fuck that nerd!!  
12                              [...]  
13           **WENGER:**          We need to get into something tonight bro!! Lets go 3 nights in a  
14                              row dog bite!!!  
15           **WENGER:**          Lets get faggot ass [Lieutenant] something to stress about lol

16           Despite being a direct participant in and witness to this behavior, WENGER never  
17           intervened nor reported it to supervisors. Defendant's actions are part of the conspiracy between the  
18           officers at the CITY OF ANTIOCH Police Department in which officers and superiors acted in  
19           concert to promote racial discrimination by officers within the CITY OF ANTIOCH Police  
20           Department. This conspiracy between the officers directly lead to the damages suffered by the  
21           Plaintiffs named herein.

22           56.     Defendant **OFFICER DANIEL HARRIS** ("HARRIS") at all times mentioned  
23           herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the  
24           course and scope of that employment. He is being sued individually and in his official capacity as  
25           an OFFICER of the CITY. HARRIS is implicated in the District Attorney's investigation into the  
26           discriminatory text messages sent among Antioch Police Department officers and sergeants.  
27           HARRIS received numerous hateful text messages from his fellow CITY OF ANTIOCH police  
28           officers about Black people, calling them "gorillas," "niggers," "monkeys," and using other targeted  
29           slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). Furthermore, HARRIS was a

1 recipient of texts in which Defendant Officers bragged about “violating civil rights,” “only stopping  
 2 [people] cuz they black [sic],” and “sometimes just say[ing] people gave me a full confession when  
 3 they didn’t.” Despite being a direct witness to this behavior, HARRIS never intervened nor reported  
 4 it to supervisors. Defendant’s actions are indicative of the conspiracy between the officers at the  
 5 Antioch Police Department. Antioch Police Department officers acted in concert to promote racial  
 6 discrimination by officers within the ANTIOCH police department. This conspiracy between the  
 7 officers directly lead to the damages suffered by the Plaintiffs named herein.

9       57. Defendant **OFFICER ROBERT GERBER** (“GERBER”) at all times mentioned  
 10 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the  
 11 course and scope of that employment. He is being sued individually and in his official capacity as  
 12 an OFFICER of the CITY. GERBER is implicated in the District Attorney’s investigation into the  
 13 discriminatory text messages sent among Antioch Police Department officers and sergeants.  
 14 GERBER sent text messages containing photos of gorillas and referring to Black people as “fag[s]”  
 15 to other Antioch officers. GERBER also received numerous hateful text messages from his fellow  
 16 CITY OF ANTIOCH police officers about Black people, calling them “gorillas,” “niggers,”  
 17 “monkeys,” and using other targeted slurs to refer to subjects (i.e.: “faggot,” “pussies,” “cunt,” “fat  
 18 bitch”). Furthermore, GERBER was a recipient of texts in which Defendant Officers bragged about  
 19 “violating civil rights,” “only stopping [people] cuz they black [sic],” and “sometimes just say[ing]  
 20 people gave me a full confession when they didn’t.” GERBER was also aware of the misconduct  
 21 but failed to intervene or report it to his commanding officers throughout his employment with  
 22 Defendant CITY, as demonstrated by this January, 2022 text messages:

25               **ADAMS:**       I’m in a meeting with [CITY OF ANTIOCH Police Department  
 26                               Leadership] and **GERBER** and **HOFFMAN** discussing black people.

1           58. Defendant's actions are indicative of the conspiracy between the officers at the  
2 Antioch Police Department. Antioch Police Department officers acted in concert to promote racial  
3 discrimination by officers within the ANTIOCH police department. This conspiracy between the  
4 officers directly lead to the damages suffered by the Plaintiffs named herein.

5           59. Defendant **OFFICER KYLE HILL** ("HILL") at all times mentioned herein, was  
6 employed by Defendant CITY as an OFFICER of the CITY and was acting within the course and  
7 scope of that employment. He is being sued individually and in his official capacity as an OFFICER  
8 of the CITY. HILL was involved in the arrest of Plaintiff TERRY THOMAS. Defendant's actions  
9 are indicative of the conspiracy between the officers at the Antioch Police Department. Antioch  
10 Police Department officers acted in concert to promote racial discrimination by officers within the  
11 ANTIOCH police department. This conspiracy between the officers directly lead to the damages  
12 suffered by the Plaintiffs named herein.

13           60. Defendant **OFFICER BROCK MARCOTTE** ("MARCOTTE") at all times  
14 mentioned herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting  
15 within the course and scope of that employment. He is being sued individually and in his official  
16 capacity as an OFFICER of the CITY. MARCOTTE was involved in the misconduct during the  
17 arrest of at least Plaintiffs ALLEN, GARCIA and SUITTER. Defendant's actions are indicative of  
18 the conspiracy between the officers at the Antioch Police Department. Antioch Police Department  
19 officers acted in concert to promote racial discrimination by officers within the ANTIOCH police  
20 department. This conspiracy between the officers directly lead to the damages suffered by the  
21 Plaintiffs named herein.

22           61. Defendant **OFFICER ARRON HUGHES** ("HUGHES") at all times mentioned  
23 herein, was employed by Defendant CITY as an OFFICER of the CITY and was acting within the  
24 course and scope of that employment. He is being sued individually and in his official capacity as  
25

1 an OFFICER of the CITY. HUGHES was involved in the arrest of Plaintiff HILLARD. Defendant's  
2 actions are indicative of the conspiracy between the officers at the Antioch Police Department.  
3 Antioch Police Department officers acted in concert to promote racial discrimination by officers  
4 within the ANTIOCH police department. This conspiracy between the officers directly lead to the  
5 damages suffered by the Plaintiffs named herein.  
6

7 62. Defendant **OFFICER RYAN GEIS** ("GEIS") at all times mentioned herein, was  
8 employed by Defendant CITY as an OFFICER of the CITY and was acting within the course and  
9 scope of that employment. He is being sued individually and in his official capacity as an OFFICER  
10 of the CITY. GEIS was involved in the arrest of Plaintiff YARBOROUGH. Defendant's actions are  
11 indicative of the conspiracy between the officers at the Antioch Police Department. Antioch Police  
12 Department officers acted in concert to promote racial discrimination by officers within the  
13 ANTIOCH police department. This conspiracy between the officers directly lead to the damages  
14 suffered by the Plaintiffs named herein.  
15

16 63. Defendant **OFFICER MOORE** ("MOORE") at all times mentioned herein, was  
17 employed by Defendant CITY as an OFFICER of the CITY and was acting within the course and  
18 scope of that employment. He is being sued individually and in his official capacity as an OFFICER  
19 of the CITY. MOORE was involved in the arrest of Plaintiff MCCULLOUGH. Defendant's actions  
20 are indicative of the conspiracy between the officers at the Antioch Police Department. Antioch  
21 Police Department officers acted in concert to promote racial discrimination by officers within the  
22 ANTIOCH police department. This conspiracy between the officers directly lead to the damages  
23 suffered by the Plaintiffs named herein.  
24

25 64. Defendant **SERGEANT JIMMY WISECARVER** ("WISECARVER") at all times  
26 mentioned herein, was employed by Defendant CITY as a SERGEANT of the CITY OF ANTIOCH  
27 Police Department and was acting within the course and scope of that employment. He is being  
28

1 sued individually and in his official capacity as a SERGEANT of the CITY OF ANTIOCH Police  
2 Department. On May 5, 2020, at approximately 6:42 p.m., Sergeants EVANS and WISECARVER  
3 engaged in text messages describing a plan to have a “spotter” to call Defendant AMIRI the  
4 location of subjects in and around Antioch, California, so that AMIRI could deploy the canine unit  
5 and/or the 40mm less lethal launcher. On May 6, 2020, at approximately 8:59 p.m.,  
6 WISECARVER along other Defendant CITY Antioch Police Department Sergeants, engaged in a  
7 text thread acknowledging that Defendants EVANS and SMITH are “racist ass cops” that “hate  
8 women.” On June 8, 2020, WISECARVER was one of several Defendant CITY OF ANTIOCH  
9 Police Officers and Sergeants who were propositioned by Defendant RAMIREZ to “40 that nigger  
10 Thorpe,” the Mayor of Antioch. On October 22, 2020, at approximately 8:32 p.m., after Defendant  
11 ADAMS sent a photograph to multiple Defendants, WISECARVER responded: “We’re all going to  
12 prison.” As a supervising officer of the CITY OF ANTIOCH Police Department, WISECARVER  
13 was at all material times under a mandatory obligation to report this type of misconduct to the  
14 superior commanding officers within the Department. WISECARVER’s actions and inaction  
15 implicate his part in the Defendant Officers’ conspiracy to act in concert to promote racial animus,  
16 bias and discriminatory practices by the CITY OF ANTIOCH Police Department. This directly led  
17 to the damages of the Plaintiffs named herein.

20 65. Defendant **SERGEANT RICK HOFFMAN** (“HOFFMAN”) at all times mentioned  
21 herein, was employed by Defendant CITY as a SERGEANT of the CITY OF ANTIOCH Police  
22 Department and was acting within the course and scope of that employment. He is being sued  
23 individually and in his official capacity as a SERGEANT of the CITY OF ANTIOCH Police  
24 Department. On May 6, 2020, at approximately 8:59 p.m., HOFFMAN along other Defendant  
25 CITY Antioch Police Department Sergeants, engaged in a text thread acknowledging that  
26 Defendants EVANS and SMITH are “racist ass cops” that “hate women.” On June 8, 2020,  
27  
28

HOFFMAN was one of several Defendant CITY OF ANTIOCH Police Officers and Sergeants who were propositioned by Defendant RAMIREZ to “40 that nigger Thorpe,” the Mayor of Antioch. On January 13, 2021, at approximately 8:22 p.m., Defendant HOFFMAN texted with Defendants WISECARVER, EVANS, GERBER, DUGGAR, RAMIREZ, MARCOTTE, GONZALEZ, LENDERMAN, ADAMS, and MANLY WILLIAMS, about destroying their phones in the event that they would be confiscated to investigate misconduct within the CITY OF ANTIOCH Police Department. Hoffman stated: “If anyone tries to grab my personal phone I’m gonna smash it Theresa Conde style.” On January 5, 2022, Defendants ADAMS and ROMBOUGH texted about being in a meeting with HOFFMAN and other CITY OF ANTIOCH Police Department Commanding Officers, discussing “black people” and “swat opps on the gorillas.” As a supervising officer of the CITY OF ANTIOCH Police Department, HOFFMAN was at all material times under a mandatory obligation to report this type of misconduct to the superior commanding officers within the Department. WISECARVER’s actions and inaction implicate his part in the Defendant Officers’ conspiracy to act in concert to promote racial animus, bias and discriminatory practices by the CITY OF ANTIOCH Police Department. This directly led to the damages of the Plaintiffs named herein.

66. Plaintiffs are ignorant of the true names and capacities of Defendants **DOES 1** through 100 inclusive, and therefore sue these Defendants by such fictitious names, in their individual capacities. Plaintiffs are informed and believe and thereon allege that each defendant so named is responsible in some manner for the injuries and damages sustained by Plaintiffs as set forth herein. Plaintiffs will amend this Complaint to state the names and capacities of DOES 1-100, inclusive, once their identities have been ascertained.

### **FACTUAL ALLEGATIONS**

1           67.     Plaintiffs are informed and believe and thereon allege that DEFENDANTS NUTT,  
2 EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN,  
3 BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS,  
4 GERBER, HILL, MARCOTET, HUGHES, GEIS, MOORE, WISECARVER, HOFFMAN, and  
5 each of them, individually and/or acting in concert with one another, as well as other CITY OF  
6 ANTIOCH Police Officers, Sergeants, and Leadership (DOES 1-100), engaged in a repeated pattern  
7 and practice of civil rights violations and other misconduct against citizens living, traveling, or  
8 visiting the Antioch neighborhoods where they were assigned. Each Plaintiff is likely to suffer a  
9 recurrence of the alleged violations of civil rights, or similar violation of civil rights, committed by  
10 police officers employed by Defendant CITY OF ANTIOCH.  
11

12           68.     Plaintiffs are further informed and believe and thereon allege that said civil rights  
13 violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests,  
14 unreasonable searches and seizures, intimidation, false imprisonment, falsifying reports, denial of  
15 equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct.  
16

17           69.     Plaintiffs are further informed and believe and thereon allege that said misconduct  
18 included, but was not limited to subjecting people living, visiting, and/or traveling in Antioch  
19 neighborhoods to disparate treatment because of their race and/or gender. As a result, Plaintiffs and  
20 persons similarly situated to them were subjected to unequal treatment, civil rights violations, and  
21 other misconduct by DEFENDANTS NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR,  
22 RAMIREZ, MANLY WILLIAMS, LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO,  
23 RODRIGUEZ, ADAMS, WENGER, HARRIS, GERBER, HILL, MARCOTTE, HUGHES, GEIS,  
24 MOORE, WISECARVER, HOFFMAN, and/or CITY OF ANTIOCH Police Officers (DOES 1-  
25 100). The above named DEFENDANTS as well as other DOES deployed excessive force beyond  
26  
27  
28



1 any punishment appropriately imposed by the criminal justice system, and/or made repeated  
2 references to or suggestion of violating civil rights.

3         70. Plaintiffs are further informed and believe and thereon allege that despite the  
4 repeated and frequent nature of the misconduct and civil rights violations committed by Defendants  
5 NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS,  
6 LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER,  
7 HARRIS, GERBER, HILL, MARCOTTE, HUGHES, GEIS, MOORE, WISECARVER,  
8 HOFFMAN, and DOES 1-100, high ranking CITY OF ANTIOCH officials and/or police  
9 department supervisors, including but not limited to, BROOKS, MOREFIELD, FORD, EVANS,  
10 BLEDSOE, WISECARVER, HOFFMAN, DOES 1-100, and each of them, individually and/or  
11 acting in concert with one another, failed to report or take any or appropriate remedial action prior  
12 to the subject incidents involving the Plaintiffs. As a result, DEFENDANTS engaged in repeated  
13 and serious acts of misconduct and civil rights violations against citizens living, visiting, and/or  
14 traveling in Antioch.

17         71. Plaintiffs are informed and believe and thereon allege that as a matter of official  
18 policy—rooted in an entrenched posture of deliberate indifference to the constitutional rights of  
19 black and brown people who live, visit, and/or travel within Antioch in particular—Defendant  
20 CITY OF ANTIOCH, including under the watch of ultimate policy-makers, City Manager  
21 Defendants BERNAL, JOHNSON, EBB, and REED, has long allowed Plaintiffs and persons  
22 similarly situated to them, to be abused by its police officers, including by DEFENDANTS NUTT,  
23 EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN,  
24 BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS,  
25 GERBER, HILL, MARCOTTE, HUGHES, GEIS, WISECARVER, HOFFMAN, and/or other  
26 CITY OF ANTIOCH Police Officers (DOES-100).  
27  
28

72. Plaintiffs are informed and believe and thereon allege that Plaintiffs, and each of them, suffered the violation of their constitutional rights as a result of customs, policies, patterns and/or practices of Defendant CITY OF ANTIOCH, Defendants BROOKS, MOREFIELD, FORD, DOES 1-100, and each of them, including, but not limited to, deliberate indifference in the hiring, supervision, training, and discipline of members of the Antioch Police Department, including Defendant NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS, GERBER, HILL, MARCOTTE, HUGHES, GEIS, MOORE, WISECARVER, HOFFMAN, and/or DOES 1-100, and/or each of them.

**TRENT ALLEN**

73. In March, 2021, multiple Defendant CITY OF ANTIOCH Police Department Officers, including ROMBOUGH, arrested Plaintiff TRENT ALLEN on an attempted murder charge. During the arrest, ROMBOUGH brutally beat Mr. ALLEN, kicking his head multiple times. On April 11, 2023, ALLEN discovered that DEFENDANT CITY Police Officers had been texting about ALLEN concurrent with his interactions with CITY Officers. The texts, included but are not limited to the following:

<b>ROMBOUGH:</b>	<b>Bro I can't wait to 40 all of them.</b>
<b>GERBER:</b>	<b>Hell yeah</b>
<b>ROMBOUGH:</b>	Looks like terryon is using <b>TRENT's</b> IG [...]
	<b>Sooo many black people [sic].</b>
<b>ADAMS:</b>	<b>Bro. They all look the same.</b>
<b>ROMBOUGH:</b>	<b>Tell me about it. I feel like I'm at the zoo.</b>
<b>ROMBOUGH:</b>	<b>Theyre getting ice cream.</b>
	<b>Swarming to it like Hennessy.</b>
	<b>I bet it's chicken</b>
<b>ADAMS:</b>	<b>Could be ribs</b>
<b>ROMBOUGH: f</b>	<b>or sure watermelon and Kool aid</b>
	<b>I hate these idiots</b>
<b>ADAMS:</b>	<b>the cops or the niggers?</b>
<b>ROMBOUGH:</b>	<b>All of them. It looks like TRENTs there too.</b>
<b>ADAMS:</b>	[Photo depicts Plaintiff, <b>TRENT ALLEN</b> ]

74. On March 31, 2021 DEFENDANTS ROMBOUGH, MARCOTTE, and CITY OF ANTIOCH DOE Officers exchanged the following text messages about taking down a suspect with a 40mm, ROMBOUGH's "Trophy flag":

**OFFICER-14:** 🤔 That 40 flag is coming along!! Murica!!  
**ROMBOUGH:** [Liked above message]  
 You take 40?  
**MARCOTTE:** Yep heading back now tho  
**ROMBOUGH:** Coo  
**MARCOTTE:** I'm out front  
**ROMBOUGH:** I can believe he says he has no pain to his back lol  
**MARCOTTE:** The nurse saw me smiling when he was making noises in pain and she started laughing 🤔  
**ROMBOUGH:** LMAO what a bitch

75. Throughout the day, Defendant ROMBOUGH boastfully recounted administering violence on Mr. ALLEN, including his civilian loved ones:

**ROMBOUGH:** Yeah 40 deployment  
 Faggot got his ass whooped.  
**[UNKNOWN]:** Nice babe, another one for the mantle

76. Also competing with the multiple text threads were different groups and some individual Defendant Officers of CITY OF ANTIOCH Police Department, including Defendants MANLY-WILLIAMS, DUGGAR, and ADAMS. Defendants exchanged the following text messages further celebrating the use of force in arresting TRENT ALLEN:

**ROMBOUGH:** Lol I 40d him right next to his throat  
**MARCOTTE:** Oh fuck cuz he ducked so fast  
**ROMBOUGH:** Eh he deserved it made us fucking run  
**MANLY WILLIAMS:** Is he dead  
**ROMBOUGH:** Just his manliness  
**MANLY WILLIAMS:** 😊😊  
**ROMBOUGH:** Think I can forty u as u go by?  
**ADAMS:** Just saw your text. Asshole!  
**ROMBOUGH:** Lol I was gonna try.  
 Bro my foot hurts lol  
**ADAMS:** Did you kick the guy?  
**ROMBOUGH:** Yup like a fucking field goal  
 Gotta stop kicking niggas in their head  
**ADAMS:** Oh shit!! And 40'd. Fuck yeah.  
**ROMBOUGH:** And about 6 muzzle thumps  
 He's gonna be sore.  
**ADAMS:** Fuck yeah. I didn't realize that.  
**ROMBOUGH:** Bro he's gonna be hurting fuck that guy.

1                   **ADAMS:**                   I like your last comment lol  
2   Haha. I forgot that KOCH wanted us to stop sending dumb shit.  
3   **ROMBOUGH:**                   OOPS.  
4   **ROMBOUGH:**                   Laughed at [above message]  
5   **ROMBOUGH:**                   Bro my foot hurts.  
6   **GERBER:**                   TRENT [ALLEN]S head is like a bowling ball.  
7   Haha!

77.       From approximately 3:21 pm to 7:21 pm, Defendant ROMBOUGH separately texted Defendant EVANS to continue to gloat about injuring TRENT ALLEN:

8                   **ROMBOUGH:**                   Gotta stop kicking niggers in their head.  
9   [photograph of TRENT ALLEN in hospital]  
10                   **EVANS:**                   You plugged him in the neck? Lol.  
11                   **ROMBOUGH:**                   He ducked lol  
12                   **EVANS:**                   Sounds like it's his fault.  
13                   **ROMBOUGH:**                   So was the 6 muzzle thumps and me trying to kick his head  
14   over the fence.  
15                   **EVANS:**                   Lol all of my favorite things  
16                   **ROMBOUGH:**                   Me too Brock salty and I in a backyard with no cameras  
17   lol  
18                   **EVANS:**                   40 pic?  
19                   **ROMBOUGH:**                   I'll send it in a few. I shot him in the ass bro. Fuck that  
20   guy.  
21                   **EVANS:**                   Lol that's funny.  
22                   **ROMBOUGH:**                   Obviously wasn't complying.  
23   [photograph of TRENT ALLEN in hospital]

78.       At approximately 3:10 pm, still in relation to his brutalizing Plaintiff TRENT ALLEN, Defendant ROMBOUGH separately texted United States Post Officer Garcia:

19                   **ROMBOUGH:**                   I 40d and field goal kicked one that fled from us on foot  
20   today  
21                   **GARCIA:**                   😏  
22                   **ROMBOUGH:**                   Bro my foot fucking hurts [gif]  
23                   **GARCIA:**                   Did you find any guns on any of them?  
24                   **ROMBOUGH:**                   Sorry we were taking down a second murder suspect and  
25   he got 40d too.  
26                   **GARCIA:**                   😏 That 40 flag is coming along!! Murica!

79.       At approximately 3:21pm, ROMBOUGH sent the following text messages to an unknown contact, which contained photographs of the individuals he had injured that day, including TRENT ALLEN:

27                   **UNKNOWN:**                   You got him in the neck?!

**ROMBOUGH:** Yup and another faggot in the butt  
2 for the day

**UNKNOWN:** Nice babe.

**ROMBOUGH:** [photo of subject **TRENT ALLEN** in hospital]

**UNKNOWN:** Ouchie!

80. Also concurrent to Mr. ALLEN's arrest, Defendant MANLY-WILLIAMS was working on a wiretap operation related to the CITY OF ANTIOCH's criminal investigation into TRENT ALLEN, with assistance from federal agencies, including the Federal Bureau of Investigation. MANLY-WILLIAMS has since been federally indicted for criminal activity relating to this wiretap.

81. As a result of the culture of racism, homophobia, and unconstitutional violence illustrated by the above text messages, DEFENDANTS maliciously and unfairly targeted, brutalized, and prosecuted TRENT ALLEN. Defendant Officers' behavior both contributed to and stemmed from the discriminatory and violent culture of the CITY OF ANTIOCH Police Department. TRENT ALLEN withstood humiliation and associated emotional distress related to the rampant unconstitutional conduct revealed in 2023 with the CITY OF ANTIOCH text message scandal. Mr. ALLEN suffered severe physical injuries caused by Defendant ROMBAUGH's and other DEFENDANTS' in their use of excessive force against him.

82. Mr. ALLEN has been incarcerated since his arrest and the use of excessive force by ROMBOUGH, tolling his statute of limitations.

**SHAGOOFA KHAN**

83. Beginning in the Summer of 2020, SHAGOOFA KHAN organized police reform protests throughout the CITY OF ANTIOCH. In January, 2021, Defendants, CITY OF ANTIOCH Police Department Officers, EVANS, MANLY WILLIAMS, LENDERMAN, BLEDSOE, and SMITH arrested Ms. KHAN for burning a “Blue Lives Matter” flag at a protest. KHAN was charged with felony arson and battery of an officer. KHAN completed diversion, however she never entered a plea agreement, and the charges were eventually dismissed. The arresting Defendant

1 Officers EVANS, MANLY WILLIAMS, LENDERMAN, BLEDSOE, and SMITH are key  
 2 participants in the discriminatory text messages sent among Antioch Police Department officers and  
 3 sergeants.

4 84. On April 11, 2023, KHAN discovered that she had been mentioned by name in the  
 5 salacious text threads, including the following:

6  
 7 **LENDERMAN:** They were in Martinez for the BLM shit.  
**EVANS:** **SHAGOOFA looks like an arabian nights cum dumpster**

8 85. Defendant Officer SMITH similarly sent text messages to CITY OF ANTIOCH  
 9 Police Officers in which he referred to women as “bitches.” Following SHAGOOFA KAHN’s  
 10 arrest, Defendant Officers CALVIN PRIETO and ANDREA RODRIGUEZ exchanged messages  
 11 referring to a female Black Lives Matter activist as “that black bitch.” Defendant ROMBOUGH  
 12 also texted Defendant EVANS that he “should have 40d this black bitch today,” and in a separate  
 13 message to an unknown recipient, ROMBOUGH referred to Black women as “water buffalo.”  
 14 Defendant Officer MANLY WILLIAMS sent multiple texts messages in which he joked about the  
 15 brutalization of Black arrestees. Defendant BLEDSOE was a members of these group chats and  
 16 received all of the salacious text messages uncovered in this scandal, including the above and the  
 17 text thread in which RAMIREZ offered a steak dinner prize for a CITY OF ANTIOCH Defendant  
 18 Officer to “40 that gorilla Thorpe” in reference to then Mayor of the CITY OF ANTIOCH during  
 19 the BLM protests.  
 20  
 21

22 86. As a result, the text messages discovered in April 2023 demonstrate that Antioch  
 23 Police Department Defendant Officers EVANS, MANLY WILLIAMS, LENDERMAN,  
 24 BLEDSOE, and THOMAS SMITH maliciously and unfairly prosecuted SHAGOOFA KHAN and  
 25 that Defendant Officers’ behavior contributed to and stemmed from the discriminatory and violent  
 26 culture of the Antioch Police Department. Moreover, Ms. KHAN withstood humiliation and  
 27 associated emotional distress corresponding to the text message scandal.  
 28

**ADAM CARPENTER**

87. On November 3, 2020, multiple CITY OF ANTIOCH Police Department officers, including ROMBOUGH, DUGGAR, AMIRI, and MANLY WILLIAMS, arrested CARPENTER for possession of a firearm without probable cause and with malice. The charges against CARPENTER were later dropped. From January 2020 up until the date of his arrest, these and other CITY OF ANTIOCH Police Officers conducted nearly ten traffic stops on Mr. CARPENTER. All of the Defendant Officers are implicated in the offensive text message scandal. Concurrent with CARPENTER's arrest, Defendant Officers sent numerous text messages about Black people, calling them "gorillas," "niggers," "monkeys," and using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). Concurrent to CARPENTER's arrest, Defendant ROMBOUGH described his on-duty game plan and conduct as "violating civil rights," and "only stopping [people] cuz they black [sic]." Defendant DUGGAR also sent text messages to other CITY OF ANTIOCH Police Officers in which he referred to Black people as "niggas." Defendant AMIRI admitted to serious offenses of falsification of criminal confessions, claiming: "I sometimes just say people gave me a full confession when they didn't. gets filed easier [sic]." Defendant MANLY WILLIAMS sent text messages in which he joked about the brutalization of an arrestee and asked, "is he dead?"

88. As a result, the text messages discovered in April 2023 imply that Antioch Police Department maliciously and unfairly targeted and prosecuted CARPENTER and that Defendant Officers' behavior stemmed from the discriminatory and violent culture of the Antioch Police Department. Moreover, Mr. CARPENTER withstood humiliation and associated emotional distress corresponding to the text message scandal.

**JOSHUA BUTLER**



1           89.     In February, 2022, multiple CITY OF ANTIOCH Police Department officers,  
2 including Defendant JOSH EVANS, arrested BUTLER, arrested Plaintiff JOSHUA BUTLER in  
3 Antioch, CA for allegedly discharging a firearm. Officers never found a weapon. On May 26, 2023,  
4 BUTLER's case was dismissed. Since the date of the arrest, CITY OF ANTIOCH Police Officers  
5 have conducted nearly ten traffic stops on Mr. BUTLER, each time verbally accosting him with  
6 racist obscenities. None of these traffic stops have resulted in additional arrests. Concurrent with  
7 BUTLER's arrest, officers, including JOSH EVANS, sent numerous text messages about Black  
8 people, calling them "gorillas," "niggers," "monkeys," and using other targeted slurs to refer to  
9 subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). On one occasion, EVANS sent text messages  
10 about an unknown subject, detailing plans to "smash in and bite him, 40mm him, and call him a  
11 cunt." EVANS regularly referred to Black people as "niggers," and in discussing an unknown  
12 subject, he once stated: "I'm going to bury that nigger in my fields."

13  
14  
15           90.     As a result, the text messages discovered in April 2023 imply that Antioch Police  
16 Department maliciously and unfairly prosecuted BUTLER and that Defendant Officers' behaviors  
17 and actions stemmed from the discriminatory and violent culture of the Antioch Police Department.  
18 Moreover, Mr. BUTLER withstood humiliation and associated emotional distress corresponding to  
19 the text message scandal.

20     **DEJON RICHARDS**

21           91.     In 2020, DEJON RICHARDS was arrested and brutalized by CITY OF ANTIOCH  
22 Police Officers, including Defendant Officer DUGGAR. During the arrest, DUGGAR repeatedly  
23 called RICHARDS a "bitch," told him that he had no rights, and slammed RICHARDS' head on the  
24 car cutting the left side of his face. DUGGAR is a key participant in the discriminatory text  
25 messages sent among Antioch Police Department officers and sergeants. DUGGAR sent text  
26 messages to other Antioch officers in which he referred to Black people as "niggas." RICHARDS  
27  
28

1 was incarcerated for one year prior to his case being dismissed. Concurrent to RICHARDS' arrest,  
2 multiple CITY OF ANTIOCH Police Officers, including DUGGAR and other named and DOE  
3 DEFENDANTS, planned over text messages an operation to arrest wanted individuals in Antioch,  
4 in which the Officers described plans to deploy excessive force by way of canine attacks. At least  
5 one CITY OF ANTIOCH Police Sergeant was an active participant in encouraging this conduct and  
6 joked with other DEFENDANTS about the fact that in 2020, CITY OF ANTIOCH Police  
7 Department was in the eighty-fourth percentile (84%) for use of deadly force, which was  
8 acknowledged as "crimes committed by the police."  
9

10 92. As a result, the text messages discovered in April 2023 imply that CITY OF  
11 ANTIOCH Police Officer DUGGAR maliciously and unfairly targeted and arrested RICHARDS  
12 without probable cause and that Defendant Officers' behaviors and actions contributed to and  
13 stemmed from the discriminatory and violent culture of the CITY OF ANTIOCH Police  
14 Department. Moreover, Mr. RICHARDS withstood humiliation and associated emotional distress  
15 corresponding to the text message scandal.  
16

17 **DRESHAWN JACKSON**

18 93. DRESHAWN JACKSON was arrested in 2018 by CITY OF ANTIOCH Police  
19 Department Officers, including Defendant Officer ROMBOUGH. During the arrest, ROMBOUGH  
20 admitted to JACKSON that he had "a beer or two," then demanded that JACKSON get out of the  
21 car. JACKSON was charged with possession of a firearm and was incarcerated for 15 months. In  
22 April 2022, his case was dismissed by the District Attorney. Arresting officer Defendant  
23 ROMBOUGH is a key participant in the ongoing investigation into the unconstitutional misconduct  
24 and discriminatory text messages sent among Antioch Police Department officers and sergeants.  
25 Concurrent to JACKSONS' arrest, ROMBOUGH and other Defendant Officers deployed uses of  
26 force as punishment to subjects beyond any punishment appropriately imposed by the criminal  
27  
28

1 justice system, and made repeated references to or suggestion of violating civil rights. (Indictment  
2 4:23-cr-00269 AMO) ROMBOUGH proudly admitted to brutalizing arrestees on multiple  
3 occasions. ROMBOUGH referred to arrestees as “faggots” and “niggers” multiple times. On other  
4 occasions, ROMBOUGH boasted about “violating civil rights” and “only stopping [people] cuz  
5 they black [sic].”  
6

7 94. As a result, the text messages discovered in April 2023 demonstrate that CITY OF  
8 ANTIOCH Police Officers maliciously and unfairly targeted and arrested JACKSON and that  
9 Defendant Officers’ behaviors and actions contributed to and stemmed from the discriminatory and  
10 violent culture of the CITY Police Department. Moreover, Mr. JACKSON withstood humiliation  
11 and associated emotional distress corresponding to the text message scandal.  
12

13 **KARDELL SMITH**

14 95. KARDELL SMITH was arrested on state possession charges in 2019 by multiple  
15 CITY OF ANTIOCH Police Officers. Defendant Officer AMIRI and other CITY OF ANTIOCH  
16 Police Officers prepared a false police report which was used to maliciously prosecute Mr. SMITH.  
17 Specifically, Defendant Officer AMIRI claimed he saw, from outside the building where Mr.  
18 SMITH was located, a bathroom window be broken and a handgun thrown out of the window into a  
19 side yard. Defendant Officers entered the apartment and arrested Mr. SMITH, claiming SMITH had  
20 thrown the gun out of the bathroom window. In reality, no weapon was possessed by Mr. SMITH,  
21 and no weapon or any object was thrown by anyone through that window in Defendants’ presence  
22 or within that timeframe. A picture purported to be taken by Defendants of the weapon at the scene  
23 shows it was covered by leaves and dirt. The window had been broken for months. KARDELL  
24 SMITH served a parole violation and then later got charged on the same false factual basis by the  
25 Federal government on Federal charges. On April 13, 2022, a Federal judge dismissed KARDELL  
26 SMITH’s case, dropped every charge, and withdrew all previous pleadings.  
27  
28

96. Defendant Officers AMIRI and ROMBOUGH were involved in the arrest of KARDELL SMITH and each were integral participants in maliciously prosecuting him. Concurrent with CARPENTER's arrest, Defendants AMIRI, ROMBOUGH and WENGER, along with DOE Officers of the CITY OF ANTIOCH Police Department, discussed with another intentions to deploy force against, and inflict harm upon, individuals in and around Antioch through excessive uses of force:

<b>ROMBOUGH:</b>	Yeah buddy we gonna fuck some people up... I'll roll with u and Percy Didn't know if you were already there
<b>AMIRI:</b>	LOL No i was planning on enjoying the day off but fuck them for fucking with an officer.
<b>ROMBOUGH:</b>	Me too and exactly I'm gonna fuck someone up and hopefully get you a bite
<b>AMIRI;</b>	Exactly! Blood for blood!
<b>WENGER:</b>	Please find this guys and fuck him in the ass
<b>ROMBOUGH:</b>	Deal
<b>WENGER:</b>	[IMG_0897, a screenshot of identification records] He's the fuck face that ran. Wants are 108 and 2800
<b>AMIRI:</b>	ill bit em
[...]	
<b>ROMBOUGH:</b>	Fuck I just want to punch the shit out of someone lol
<b>AMIRI:</b>	do it bro
<b>ROMBOUGH:</b>	Don't have my road dog out here
<b>AMIRI:</b>	the guy i bit today was proned out. No fucks given.

97. As a further part of the scheme, Defendants AMIRI, ROMBOUGH, WENGER, and DOES also concealed and hid, and caused to be concealed and hidden, the acts done and the purpose of the acts done in furtherance of the scheme, including to further perpetuate the scheme.

98. Concurrent to Mr. SMITH's arrest, Defendant CITY OF ANTIOCH Police Officers sent numerous text messages about Black people, calling them "gorillas," "niggers," "monkeys," and using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). ROMBOUGH proudly admitted to brutalizing arrestees on multiple occasions. ROMBOUGH boasted about "violating civil rights" and "only stopping [people] cuz they black [sic]." AMIRI admitted to serious offenses of falsification, claiming: "I sometimes just say people gave me a full

1 confession when they didn't. gets filed easier [sic]." Consistent with this admission, Defendant  
 2 AMIRI prepared a false police report in which he fabricated an alleged confession by KARDELL  
 3 SMITH, that he claimed took place while they smoked a cigarette together outside the police  
 4 station. In reality, Defendant AMIRI acted friendly to Mr. SMITH, offered to smoke a cigarette  
 5 with him outside the police station, but Mr. SMITH never possessed and never confessed to having  
 6 any weapon, much less a gun. Defendant AMIRI lied in his police report and claimed that Mr.  
 7 SMITH confessed to possession of the gun. This false report was then used to fabricate the gun  
 8 charge against Mr. SMITH.  
 9

10 99. As a result, the text messages discovered in April 2023 demonstrate that Defendant  
 11 CITY OF ANTIOCH Police Officers maliciously and unfairly targeted and arrested KARDELL  
 12 SMITH and that Defendant Officers' behaviors and actions contributed to and stemmed from the  
 13 discriminatory and violent culture of the CITY Police Department. Moreover, Mr. KARDELL  
 14 SMITH withstood humiliation and associated emotional distress corresponding to the text message  
 15 scandal.  
 16

### 17 **DAVID MACKIN**

18 100. Plaintiff DAVID MACKIN was brutalized on Tuesday, June 15, 2021, by CITY OF  
 19 ANTIOCH Police Department Officers, including Defendant Officer ROMBOUGH. During the  
 20 interaction, MACKIN was beaten so severely that he sustained a metacarpal fracture in his foot. He  
 21 spent six months in a wheelchair and underwent multiple surgeries. On June 13, 2021, two days  
 22 before Mr. MACKIN suffered this violent encounter, Defendant Officers ROMBOUGH and AMIRI  
 23 exchanged the following plans to hurt suspects they would encounter while next on together, which  
 24 fell on the day ROMBOUGH participated in the violence inflicted on Mr. MACKIN:  
 25

26	<b>ROMBOUGH:</b>	You working?
27	<b>AMIRI:</b>	yeah. 40 mins until the weekend.
	<b>ROMBOUGH:</b>	It's your Friday right? Copy <b>until you come in on Tuesday</b>
28	<b>AMIRI:</b>	lol yea
	<b>ROMBOUGH:</b>	<b>Yeah buddy dog bite and 40 deployment</b>

1                   **AMIRI:**

[loved above message]

2           101. As a result, the text messages discovered in April 2023 show that CITY OF  
3 ANTIOCH Police Department Officers, including ROMBOUGH and AMIRI, intentionally,  
4 maliciously, and unfairly targeted and brutalized DAVID MACKIN. Theirs and other Defendant  
5 CITY OF ANTIOCH Police Officers' behavior contributed to and stemmed from the discriminatory  
6 and violent culture of the CITY Police Department. Moreover, Mr. MACKIN withstood humiliation  
7 and associated emotional distress corresponding to the text message scandal. Mr. MACKIN  
8 suffered severe physical injuries caused by Defendant ROMBAUGH's pre-planned use of excessive  
9 force.  
10

11           **TERRY ROBINSON, JR.**

12           102. On July 1, 2022, during a traffic stop where TERRY ROBINSON, JR. was a  
13 passenger in his brother's car, multiple Antioch Police Department officers, including MATTHEW  
14 NUTT, arrested ROBINSON on the purported basis of two allegedly outstanding arrest  
15 warrants. However, the arrest warrants had previously been resolved by ROBINSON JR. at court.  
16 During the arrest, Defendant NUTT brutally beat Mr. ROBINSON while he was handcuffed, NUTT  
17 threw ROBINSON to the ground and repeatedly shoved, kicked, punched, and knee'd him in the  
18 legs, stomach, and ribs. Despite ROBINSON's pleas that he was having a panic attack and needed  
19 medical attention, NUTT continued to attack ROBINSON and failed to call an ambulance.  
20 ROBINSON spent six days in jail and was released with no criminal charges. Concurrent with  
21 ROBINSON's arrest, Antioch Police Department officers, including MATTHEW NUTT, sent  
22 and/or received numerous text messages about Black people, calling them "gorillas," "niggers,"  
23 "monkeys," and using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat  
24 bitch").  
25  
26  
27  
28

1           103. As a result, the text messages discovered in April 2023 imply that Antioch Police  
2 Department maliciously and unfairly targeted, arrested, and brutalized ROBINSON and that  
3 Defendant Officers' behavior contributed to and stemmed from the discriminatory and violent  
4 culture of the Antioch Police Department. Moreover, Mr. ROBINSON withstood humiliation and  
5 associated emotional distress corresponding to the text message scandal. Furthermore, Mr.  
6 ROBINSON suffered severe physical injuries caused by Defendant NUTT's use of excessive force.  
7

8 **MANDINGO CAIN**

9           104. In October, 2022, CITY OF ANTIOCH Police Department officers seized  
10 MANDINGO CAIN's registered firearm after conducting an unlawful stop and search of Mr.  
11 CAIN's vehicle, then without cause, arrested Mr. CAIN. Moreover, the CITY OF ANTIOCH Police  
12 Officers sexually harassed Mr. CAIN's wife. After briefly entering the Quik Stop store at 1108  
13 Sycamore Dr, Antioch, CA 94509, Mr. CAIN and his wife drove out of the store parking lot when  
14 two male Antioch police officer DOES followed them in a police car and turned on their sirens. The  
15 officers ordered CAIN through a loudspeaker to pull over in an area where there were no other  
16 people around. When CAIN asked why he was being pulled over, one of the officers claimed that it  
17 was because his headlights and windows were tinted. The officers told CAIN to get out of the car.  
18 CAIN initially refused and told the officers that he was not on parole. One of the officers then  
19 yanked CAIN out of his car, made his wife exit the car, and searched the car thoroughly. A second  
20 officer commented on CAIN's wife's breasts, stating, "What's going on in your breast area?" This  
21 officer instructed the first officer to search CAIN's wife, but the search did not yield anything.  
22 While searching CAIN's car, the officers found marijuana and a registered firearm. The officers put  
23 back the marijuana after CAIN asked them to place it back, but they accused CAIN of illegally  
24 transporting a firearm. The officer DOES arrested CAIN and transported him to the Martinez  
25 Detention Facility. CAIN posted bail and went to court three times, but the charges against him  
26  
27  
28



1 were ultimately dropped. CAIN is still waiting to get his firearm back from the Antioch Police  
2 Department. Concurrent with CAIN's arrest, multiple CITY OF ANTIOCH officers sent numerous  
3 text messages about Black people, calling them "gorillas," "niggers," "monkeys," and using other  
4 targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). At least one of the  
5 officers involved in CAIN's arrest is a key participant in the District Attorney's investigation into  
6 the discriminatory text messages sent among Antioch Police Department officers and sergeants.  
7

8 105. As a result, the text messages discovered in April 2023 imply that Antioch Police  
9 Department maliciously and unfairly targeted and prosecuted CAIN, and that Defendant CITY OF  
10 ANTIOCH officers' behavior stemmed from the discriminatory and violent culture of the CITY OF  
11 ANTIOCH Police Department. Moreover, Mr. CAIN withstood humiliation and associated  
12 emotional distress corresponding to the text message scandal. Furthermore, Mr. CAIN lost his  
13 lawfully possessed firearm and suffered physical and emotional distress from CITY OF ANTIOCH  
14 Police Officers sexual harassment of his wife and from being yanked out of his car, arrested, and  
15 jailed.  
16

17 **AMADEO GARCIA, JR.**

18 106. On December 19, 2022, CITY OF ANTIOCH Police Department officers used  
19 excessive force during an unlawful search of AMADEO GARCIA, JR.'s vehicle, resulting in the  
20 arrest of GARCIA. CITY OF ANTIOCH police Officers (DOES) staked out a motel room rented by  
21 GARCIA in Antioch, CA. The DOE officers pulled GARCIA over while he was driving his vehicle,  
22 purportedly due to the absence of license plates. The automobile was newly purchased with dealer  
23 tags in the window. The Officers confirmed that the vehicle was in legal standing. Multiple officer  
24 DOES arrived on the scene, including a K-9 unit. The K-9 unit alerted officers to the vehicle. The  
25 K-9 unit displayed unprofessional behavior, including jumping onto the hood of the vehicle. Officer  
26 DOES then removed GARCIA from the vehicle by reaching into the car and unlocking the car door.  
27  
28

1 After removing GARCIA from the vehicle, they proceeded to deploy their taser on GARCIA for an  
2 extended length of time. GARCIA was charged with multiple counts of possession. These charges  
3 were later dismissed by the court under California Penal Code § 1385. Concurrent with GARCIA's  
4 arrest, multiple CITY OF ANTIOCH officers sent numerous racist text messages describing  
5 subjects of arrest, and at various points discussed plans to "violate civil rights" and conduct racially-  
6 targeted vehicular stops.  
7

8 107. As a result, the text messages discovered in April 2023 imply that Antioch Police  
9 Department maliciously and unfairly targeted, brutalized, and prosecuted GARCIA, and that  
10 Defendant officers' behavior stemmed from the discriminatory and violent culture of the Antioch  
11 Police Department. Moreover, Mr. GARCIA withstood humiliation and associated emotional  
12 distress corresponding to the text message scandal. Furthermore, due to the Antioch police officers'  
13 use of excessive force, GARCIA suffered physical injury as well as incarceration.  
14

15 **ARON TYSON**

16 108. In August, 2019, CITY OF ANTIOCH Police Department Officers (DOES) pulled  
17 over ARON TYSON at the intersection of Sycamore Drive and Peppertree Way in Antioch, CA for  
18 having tinted car windows, threw TYSON to the ground, searched his vehicle, and arrested him.  
19 After TYSON provided the officers with his license and registration, the officers told him to get out  
20 of the car, claiming that they could smell marijuana. Neither TYSON nor his girlfriend had been  
21 smoking marijuana. The officer DOES asked TYSON if they could search the car, but when  
22 TYSON said no, the officer DOES pushed him to the ground, painfully twisted his arms upwards  
23 behind his back, and handcuffed him. TYSON had a metal plate in his arm, so he asked the officers  
24 to not be rough with him. However, the officers continued to force TYSON to the ground and hurt  
25 his arms. Officer DOES then searched the car and found a firearm and some marijuana. Officer  
26 DOES also searched TYSON's girlfriend and found drugs, which they falsely stated belonged to  
27  
28

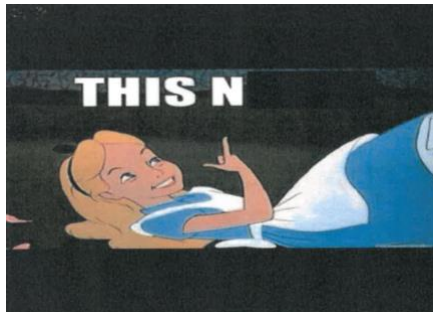
1 TYSON. Officer DOES arrested TYSON and took him to the station for booking. TYSON posted  
 2 bail and was later charged with possession of controlled substances. However, the charges were  
 3 dropped in August 2022.

4 109. Concurrent with TYSON's arrest, Defendant CITY OF ANTIOCH Police Officers  
 5 sent numerous text messages about Black people, calling them "gorillas," "niggers," "monkeys,"  
 6 and using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). This  
 7 includes DOE Officers who requested videos of suspects' injuries at the hands of Defendant  
 8 Officers, and promising to withhold that information:  
 9

10 **DOE-6:** Looks so painful lol  
 11 **AMIRI:** [Video file of a suspect's injuries]  
 12 Don't share the video...lol  
 13 **DOE-6:** I don't share anything lol not even the pics bro! It's  
 14 Good that even though the laws don't keep them in jail they  
 15 Still get fucked up [...]

16 110. In the days following Mr. TYSON's arrest, Defendant RAMIREZ texted a group  
 17 thread of CITY OF ANTIOCH Police Officers and Sergeants, including Defendants AMIRI,  
 18 ROMBOUGH, HARRIS, GERBER, COX, ADAMS, SMITH, EVANS, HUGHES, GONZALEZ,  
 19 NUTT, MARCOTTE, DUGGAR, MANLY WILLIAMS, and BLEDSOE:

20 **RAMIREZ:**



26 **RAMIREZ:** Bended knee nigger.  
 27 **AMIRI:** Thirsty nigger,  
 28 Donkey nigger  
 Ass nigger,  
 Transient nigger,

Panhandling nigger,  
Ungreatful nigger,  
Jackass nigger  
Jaywalking nigger  
11-25 nigger  
ACO nigger  
Bitch nigger  
Bitch nigger  
Slow nigger  
dead nigger  
body bag nigger  
n10-55 nigger  
187 nigger  
wild west nigger  
huckleberry nigger

**RAMIREZ:**

**DAUNTE GELLINGTON**

112. On April 30, 2023 at around 5 pm, Antioch Police Department officer DOES falsely accused DAUNTE GELLINGTON of threatening his brother, slammed him to the ground, and attacked him while he was handcuffed. GELLINGTON went to the Antioch Police Department in Antioch, CA with his mother and siblings to file a report for an unrelated matter. After the family submitted the report and went outside, an Antioch police officer claimed that GELLINGTON threatened his brother, even though nobody in the family heard him do so. Four officer DOES threw GELLINGTON to the ground, handcuffed him, picked him up, slammed him against the ground again, dragged him through concrete, and kicked him while holding him face down. At least one

1 officer DOE pushed their knees into GELLINGTON's back. When GELLINGTON's mother  
2 begged the officers to stop, they threatened to tase or handcuff her if she did not back off. The  
3 officer DOES then detained GELLINGTON for an hour before releasing him. GELLINGTON went  
4 to the Sutter Health hospital for medical attention afterwards. Concurrent with the officers' beating  
5 of GELLINGTON, multiple CITY OF ANTIOCH officers sent numerous text messages about  
6 Black people, calling them "gorillas," "niggers," "monkeys," and using other targeted slurs to refer  
7 to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch").

9 113. As a result, the text messages discovered in April 2023 imply that Antioch Police  
10 Department maliciously and unfairly targeted and brutalized GELLINGTON, and that Defendant  
11 officers' behavior stemmed from the discriminatory and violent culture of the Antioch Police  
12 Department. Moreover, Mr. GELLINGTON withstood humiliation and associated emotional  
13 distress corresponding to the text message scandal. Furthermore, due to the Antioch police officers'  
14 use of excessive force, GELLINGTON suffered severe physical injuries, including a broken toe,  
15 bruised ribs, and scars on his knees and shoulders, as well as emotional distress.

17 **ROBERT YOUNG**

18 114. On July 3, 2022 at approximately 3 pm, Defendant Officer ERIC ROMBOUGH  
19 illegally pulled over, harassed, and robbed ROBERT YOUNG. ROMBOUGH pulled over YOUNG  
20 near 1080 Sycamore Drive, Antioch, CA 94509. ROMBOUGH refused to tell YOUNG why he  
21 pulled him over. ROMBOUGH then took \$900 from YOUNG, locked YOUNG in his patrol car,  
22 and stole YOUNG's marijuana. ROMBOUGH then let YOUNG out of the patrol car and drove off  
23 without filing a report. Concurrent with YOUNG's encounter with ROMBOUGH, multiple CITY  
24 OF ANTIOCH officers sent numerous text messages about Black people, calling them "gorillas,"  
25 "niggers," "monkeys," and using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies,"  
26  
27  
28

1 “cunt,” “fat bitch”). Additionally, ROMBOUGH boasted about “violating civil rights” and “only  
2 stopping [people] cuz they black [sic].”

3 115. As a result, the text messages discovered in April 2023 imply that Antioch Police  
4 Department maliciously and unfairly targeted YOUNG, and that Defendant Officer ROMBOUGH’s  
5 behavior stemmed from the discriminatory and violent culture of the Antioch Police Department.  
6 Moreover, Mr. YOUNG withstood humiliation and associated emotional distress corresponding to  
7 the text message scandal. Furthermore, due to ROMBOUGH’s conduct in robbing YOUNG,  
8 YOUNG lost \$900 and suffered emotional distress.

9  
10 **TERRY THOMAS**

11 116. On July 12, 2022 at 2903 Campbell Lane, Tracy, CA 95377, Antioch Police  
12 Department officers, including Defendant Officers ERIC ROMBOUGH, ROBERT GERBER, and  
13 KYLE HILL, unlawfully raided the home of Plaintiff TERRY THOMAS’s mother without a search  
14 warrant, slammed TERRY THOMAS to the ground, and arrested him. Several Antioch police  
15 officers and a SWAT team raided the home of Tiffany Turner, TERRY THOMAS’s mother. The  
16 officers did not present Ms. Turner with a warrant when she asked for one. The officers then  
17 slammed TERRY THOMAS to the ground, claiming that he was trying to escape through a window  
18 in the back of the home. The officers then arrested, handcuffed, and transported TERRY THOMAS  
19 to the juvenile detention hall. While TERRY THOMAS was being transported, the officers  
20 continued to search Ms. Turner’s home. The officers searched the home for five hours and seized  
21 TERRY THOMAS’s ID and cell phone. TERRY THOMAS was charged with murder and  
22 incarcerated, but his charges were ultimately dropped in August 2023. Concurrent with TERRY  
23 THOMAS’s arrest, multiple CITY OF ANTIOCH officers sent numerous text messages about  
24 Black people, calling them “gorillas,” “niggers,” “monkeys,” and using other targeted slurs to refer  
25 to subjects (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”). In these texts, ROMBOUGH boasted  
26  
27  
28

1 about “violating civil rights” and “only stopping [people] cuz they black [sic].” GERBER also sent  
2 texts containing photos of gorillas and referring to Black people as “fag[s].”

3 117. As a result, the text messages discovered in April 2023 imply that Antioch Police  
4 Department maliciously and unfairly targeted, brutalized, and prosecuted TERRY THOMAS, and  
5 that Defendant Officers’ behavior stemmed from the discriminatory and violent culture of the  
6 Antioch Police Department. Moreover, TERRY THOMAS withstood humiliation and associated  
7 emotional distress corresponding to the text message scandal. Furthermore, due to the officers’ use  
8 of excessive force in slamming TERRY THOMAS to the ground, TERRY THOMAS suffered  
9 physical pain and injuries as well as emotional distress.  
10

### 11 **SHAQUILLE HILLARD**

12 118. In September 2022, Antioch PD officers including Officers ARRON HUGHES, and  
13 MORTEZA AMIRI, stopped HILLARD on Pepper Tree and Sycamore in Antioch, and searched his  
14 car. They found nothing, however, they illegally confiscated HILLARD’S phone. Concurrent with  
15 this incident, CITY OF ANTIOCH officers sent numerous text messages about Black people,  
16 calling them “gorillas,” “niggers,” “monkeys,” and using other targeted slurs to refer to subjects  
17 (i.e.: “faggot,” “pussies,” “cunt,” “fat bitch”). Concurrent to the ongoing harassment of Mr.  
18 HILLARD, Defendant Officers actively engaged in constitutional violations against suspects and to  
19 inflict extrajudicial punishment through excessive force.  
20  
21

22 **OFFICER-9:** [...] “Officer [DOE-9] how long did you know Officer  
23 **AMIRI:** **AMIRI:** lol putting a pistol in someone’s mouth and telling them to  
24 stop stealing isn’t illegal... it’s an act of public service to  
prevent further victims of crimes.

25 [...]

**ROMBOUGH:** Can u please get photos of him

26 **OFFICER-15:** Yup

[photograph] Black tip tattoo 📷

27 **ROMBOUGH:** Lmao  
28



1           119. These actions by officers show a conspiracy within the CITY OF ANTIOCH Police  
2 Department in which Defendant Officers and Sergeants acted in concert to illegally detain, search,  
3 assault, and wrongfully arrest people based on racial bias and discrimination.. This conspiracy to act  
4 with discrimination within the ANTIOCH Police Department directly lead to officers wrongfully  
5 detaining and searching Mr. HILLARD, and seizing his phone.

6  
7           120. As a result, the text messages discovered in April 2023 imply that Antioch Police  
8 Department maliciously and unfairly targeted and prosecuted Mr. HILLARD, and that Defendant  
9 Officers' behavior stemmed from the discriminatory and violent culture of the Antioch Police  
10 Department. Moreover, Mr. HILLARD withstood ongoing humiliation, physical pain and suffering,  
11 and associated emotional distress corresponding to the text message scandal. HILLARD was  
12 previously searched by the same group of CITY officers in multiple incidents between January of  
13 2020 and September of 2022, during which Antioch officers beat HILLARD (April, 2020), took  
14 cash from HILLARD, and accused HILLARD of being part of a gang. Additionally, Antioch PD  
15 turned HILLARD over to Oakland gang task force officers, who then interrogated HILLARD about  
16 a shooting in 2021.

17  
18           121. All charges were dropped against HILLARD in June 2023.

19 **DANYEL EARL LACY**

20  
21           122. In April, 2022, at around 2:00 P.M. at 1600 Buchanan Road Antioch, CA, Antioch  
22 police officers wrongfully arrested DANYEL EARL LACY for a gun charge. Antioch Officers,  
23 including officers ERIC ROMBOUGH, TIM MANLY, and ARRON HUGHES, began to search a  
24 car that did not belong to LACY. The officers claimed they discovered a gun inside of the car. The  
25 officers then falsely accused Mr. LACY of illegal possession of a firearm. LACY stated that the gun  
26 was not his. The officers arrested Mr. LACY. These actions by officers show a conspiracy within  
27 the ANTIOCH police department by ANTIOCH officers to act in concert to illegally detain, search,  
28

1 assault, and wrongfully arrest people based on racial bias and discrimination. This conspiracy to act  
 2 with discrimination within the ANTIOCH Police Department directly lead to Defendant Officers  
 3 and DOES wrongfully detaining, searching, and arresting Mr. LACY.

4 123. As a result, LACY was arrested. Mr. LACY was charged with illegal possession of a  
 5 firearm. He spent three months in jail. Mr. LACY, who was unaware of any gun being in the  
 6 vehicle, never possessed the gun, and made clear to defendants that neither the car, nor the gun,  
 7 were his. Though Defendants were able to confirm that the vehicle was not owned by Mr. LACY,  
 8 they arrested him anyway. Concurrent to Mr. LACY's arrest, Defendant CITY OF ANTIOCH  
 9 Police Department Leadership, was aware of the ongoing racial animus and constitutional violations  
 10 within the CITY OF ANTIOCH Police Department:  
 11

12 **ADAMS:** I'm in a meeting with [ANTIOCH POLICE  
 13 DEPARTMENT LEADERSHIP] and GERBER and  
 14 HOFFMAN discussing black people.

15 **ROMBOUGH:** I heard 101 bottom line it doesn't matter some gorilla killed  
 16 another gorilla.

17 124. Plaintiffs allege Defendants arrested Mr. LACY either having fabricated that a gun  
 18 was found in the vehicle (without probable cause and with malice), or refusing to investigate Mr.  
 19 LACY's contentions of innocence with respect to being unaware of the alleged presence of the gun  
 20 in the vehicle. All the charges were dismissed in August 2023.

## 21 **KAYCEE SUITTER**

22 125. On December 19, 2022, several CITY OF ANTIOCH Police Department officers  
 23 who were motivated by racial bias (including but were not limited to Defendant Officers  
 24 MARCOTTE, SMITH and RODRIGUEZ encountered SUITTER in a parking garage. There, the  
 25 officers handcuffed and detained SUITTER, subjected her to a search of her person and the vehicle,  
 26 and arrested her. Concurrent with SUITTER's arrest, multiple CITY OF ANTIOCH officers sent  
 27 numerous text messages about Black people, calling them "gorillas," "niggers," "monkeys," and  
 28 using other targeted slurs to refer to subjects (i.e.: "faggot," "pussies," "cunt," "fat bitch"). These

1 actions by officers show a conspiracy within the ANTIOCH police department by ANTIOCH  
2 officers to act in concert to illegally detain, search, assault, and wrongfully arrest people based on  
3 racial bias and discrimination. This conspiracy to act with discrimination within the ANTIOCH  
4 police department directly lead to officers wrongfully detaining, searching, and arresting Ms.  
5 SUITTER.  
6

7 126. The text messages discovered in April 2023 imply that the Antioch Police  
8 Department maliciously and unfairly targeted and prosecuted Ms. SUITTER, and that Defendant  
9 Officers' behavior stemmed from the discriminatory and violent culture of the Antioch Police  
10 Department. Moreover, Ms. SUITTER withstood humiliation, physical injury, financial and  
11 property loss, and associated emotional distress corresponding to the text message scandal. Ms.  
12 SUITTER spent eight days in jail and missed her first day at a new job, resulting in the loss of  
13 employment and opportunity. All charges against SUITTER were dismissed on December 27, 2022.  
14

15 **MARCELL LEWIS**

16 127. On or about November 15, 2020, at approximately 8:00 a.m., Defendant CITY OF  
17 ANTIOCH Police Officers including AMIRI, DOE One, and DOE Two wrongfully arrested Mr.  
18 LEWIS he exited a store near the location of Sycamore Drive and L Street Antioch, CA 94509..  
19 Officer AMIRI approached Mr. LEWIS and stated that he had been accused of selling drugs. When  
20 Mr. LEWIS denied the accusation, Defendant AMIRI restrained Mr. LEWIS. As AMIRI  
21 handcuffed Mr. LEWIS, Officer DOE-One took LEWIS'S bag and wallet and Officer DOE-Two  
22 began to search Mr. LEWIS's car. Officer DOE-Two found one ounce of weed, which was lawfully  
23 possessed by Mr. LEWIS. Officer AMIRI arrested Mr. LEWIS and AMIRI transported LEWIS to  
24 jail. In the days prior to Mr. LEWIS's encounter with DEFENDANTS, Defendant MARCOTTE  
25 texted with Defendants ROMBOUGH, MANLY WILLIAMS, DUGGAR, and DOES, in which  
26 Defendant ROMBOUGH described their on-duty conduct as "violating civil rights." Defendant  
27  
28

1 CITY OF ANTIOCH Police Sergeant EVANS and Officer ROMBOUGH lamented that bruising  
 2 “never looks as good, [on Black people] just like jobs and responsibilities” in reference to Black  
 3 victims of Defendants’ violence. Moreover, CITY OF ANTIOCH Police Department Leadership  
 4 was fully aware of this race-based misconduct by Defendant Officers, and actively participated:

5                   **AMIRI:**                   **["Nigger"] is commonly used around the pd tbh**  
 6                   **OFFICER:**               Yea but given the times I wouldn't say that out loud.  
 7                   **AMIRI:**                   **Every group messages with supervisors and IA sgt's**  
 8                                       **matter of fact it was just said today in our group thread**  
 9                                       **with multiple supervisors in it.**

10           128. Resulting from his arrest, Mr. LEWIS was charged with intent to sell. The charge  
 11 was dropped on June 15, 2023. LEWIS suffered lost wages on the days that he had to dispute the  
 12 charge in court. Mr. LEWIS sustains emotional distress from the encounter with Defendants.

#### 12 **GREGORIO YARBOROUGH**

13           129. On August 15, 2023, at approximately 3:00 a.m., at 5004 Union Mine Drive,  
 14 Antioch, CA 94531, Defendant CITY OF ANTIOCH Police Officer RYAN GEIS shot Gregorio  
 15 YARBOROUGH multiple times using rubber bullets. Mr. YARBOROUGH was standing near his  
 16 girlfriend's house when Defendant GEIS ordered YARBOROUGH to raise his hands and lie on his  
 17 stomach. Mr. YARBOROUGH complied with GEIS's instructions. YARBOROUGH did not have  
 18 any weapons. Mr. YARBOROUGH asked why Officer GEIS had stopped him, but GEIS did not  
 19 respond. Instead, Defendant GEIS shot YARBOROUGH twice in the back using 40mm less lethal  
 20 rounds. GEIS then arrested Mr. YARBOROUGH.

21           130. As a result, Mr. YARBOROUGH suffered from gunshot wounds and bruised ribs.  
 22 Officer GEIS arrested YARBOROUGH for criminal threats, obstruction of a police officer, and  
 23 violation of a peaceful contact order. The charges were dropped on September 29, 2023. While in  
 24 custody, Mr. YARBOROUGH was unable to financially provide for his family. YARBOROUGH  
 25 spent additional money on costs associated with his detention by CITY. Mr. YARBOROUGH  
 26  
 27  
 28

1 sustained emotional distress, physical pain and suffering, physical injuries, medical expenses, and  
2 impaired earning capacity as a result of the forceful arrest.

3 **QUINCY MASON**

4           131. In approximately June, 2022, at 5:00 p.m., at 806 W. 7th Street, Antioch, CA 94509,  
5 Defendant CITY OF ANTIOCH Police Officers (DOES) assaulted and harassed Plaintiff, QUINCY  
6 MASON. Mr. MASON was driving and had stopped at a stop sign when Defendant Officers DOES  
7 approached Mr. MASON's vehicle from behind. Mr. MASON drove a few more blocks and DOE-  
8 Officers turned on their sirens. MASON pulled over and got out of the car with his hands up. While  
9 his hands were raised, Defendant Officers DOES tased Mr. MASON. Mr. Mason fell to the ground,  
10 and Defendant DOES allowed a CITY Police K9 to attack Mr. MASON. While on the ground, Mr.  
11 MASON begged the officers to remove the K9, but Officer DOES failed to stop the attack. The  
12 Defendant Officers (DOES) placed MASON in handcuffs and he was taken to the CITY OF  
13 ANTIOCH Police Department and was subsequently released.

14           132. During a previous incident with CITY OF ANTIOCH Police Department which took  
15 place on or about December 7, 2020, Defendant Officer ROMBOUGH sent Defendant Sgt. EVANS  
16 text messages which stated, "Yeah buddy, I was bummed that beast was so fat cuz he didn't bruise  
17 up very fast." EVANS replied, "It never looks as good on black guys." ROMBOUGH responded:  
18 "Just like jobs and responsibilities." In or around November, 2021, Defendant Officer  
19 ROMBOUGH sent another text admitting "I'm only stopping them cuz they black." He then  
20 followed by saying "Fuck them kill each other." These actions by Defendant Officers show a  
21 conspiracy within the CITY OF ANTIOCH Police Department by Defendant Officers to act in  
22 concert to illegally detain, search, assault, and wrongfully arrest people based on racial bias and  
23 discrimination. This conspiracy to act with discrimination within the ANTIOCH police department  
24  
25  
26  
27  
28

1 directly lead to officers wrongfully detaining, searching, and arresting Mr. MASON, and subjected  
2 him to unreasonable force.

3 133. As a result, Mr. MASON suffered from racial profiling and harassment. MASON  
4 also suffered unreasonable force from the dog bite wounds when he was arrested forcibly and  
5 without probable cause.  
6

7 **TAHJAY MCCULLOUGH**

8 134. On approximately November 10, 2020, at approximately 11:00 a.m., Defendants  
9 CITY OF ANTIOCH Police Officers PRIETO, RODRIGUEZ and DOES assaulted TAHJAY  
10 MCCULLOUGH at the Shell Gas Station located at 2838 Lone Tree Drive, Antioch, CA, 94509.  
11 The arrest was motivated by racial animus. At the time, MCCULLOUGH was only a 16-year old  
12 minor.  
13

14 135. On the above date, Mr. MCCULLOUGH had been a passenger in the backseat of a  
15 vehicle parked at a Shell gas pump. Defendants PRIETO, RODRIGUEZ, and other DOE Officers  
16 pulled MCCULLOUGH out of the back seat and handcuffed him. Then, they slammed  
17 MCCULLOUGH face-first to the ground and immediately kicked and punched MCCULLOUGH.  
18 During the beating, officers PRIETO and RODRIGUEZ used racially derogatory terms at Mr.  
19 MCCULLOUGH. The racial epithets included but are not limited to "nigger" and "black Gorilla".  
20

21 136. As a result of the actions of PRIETO, RODRIGUEZ and DOE Officers, Mr.  
22 MCCULLOUGH suffered from multiple wounds and bruises to his face and was subjected to  
23 severe excessive force accompanied by vile, racist language. MCCULLOUGH remains in custody  
24 at Martinez Juvenile Detention Facility for multiple criminal charges stemming from this arrest.

25 137. On March 27, 2023, the Contra Costa County District Attorney's Office produced a  
26 report regarding racist text messages exchanged between Defendant CITY OF ANTIOCH Police  
27 Department Officers and Leadership. In one entry, on June 10, 2020, Defendants PRIETO and  
28

1 RODRIGUEZ “blame[d] the blacks” for all the crime in the area. In another entry, on September 9,  
2 2020, PRIETO and RODRIGUEZ used text messages their plans to target specific groups, implying  
3 Black and Latinx people for traffic citations. The last page of the report provides data regarding  
4 PRIETO and RODRIGUEZ’s arrest statistics between September 2020 and October 2020. These  
5 statistics demonstrate that the Defendants CITY OF ANTIOCH Police Officers and Sergeants,  
6 disproportionately targeted Black and Latinx people. This discrimination directly led to the  
7 wrongful and injurious arrest of MCCULLOUGH.

9 **JAMARI ALLEN**

10 138. On approximately August 22 or 23, 2020, Plaintiff JAMARI ALLEN was driving in  
11 Antioch, CA when he encountered a vehicle checkpoint staffed by multiple DOE Officers of the  
12 CITY OF ANTIOCH Police Department. JAMARI ALLEN admitted to one DOE Officer he did  
13 not have a drivers license, so the officer directed JAMARI ALLEN to pull away from the  
14 checkpoint and into an isolated parking lot nearby. JAMARI ALLEN became fearful by the isolated  
15 location and exited the vehicle. A search ensued involving multiple CITY OF ANTIOCH Police  
16 Officers, including Defendant AMIRI with his CITY OF ANTIOCH Canine Unit. When JAMARI  
17 ALLEN noticed the K9 unit, he announced loudly to the Officers that he was currently hiding in the  
18 bushes, and told them: “You don’t need to release the dog, I give up. I’m coming out with my  
19 hands up. My hands are up!” However, before JAMARI ALLEN could even stand up, a CITY  
20 Officer DOE yelled, falsely: “He’s got a gun!” JAMARI ALLEN did not have any weapon in his  
21 possession, and had clearly raised both hands without holding anything with them. Even so, another  
22 CITY Police Officer DOE stated that they would shoot JAMARI ALLEN. While JAMARI ALLEN  
23 was already in the custody of CITY Police Officers, Defendant AMIRI repeatedly sicced his K9  
24 onto JAMARI ALLEN. The K9 was not deployed to drag JAMARI ALLEN or get him under  
25 control by the CITY Police Officers, in fact, Defendant AMIRI never took the dog off the leash.  
26  
27  
28



1 AMIRI instead stood stationary while the K9 viciously attacked JAMARI ALLEN again and again,  
 2 no less than six times. As a result of this unnecessary and excessive force, JAMARI ALLEN  
 3 suffered severe injuries to his left leg and hip.

4 139. While JAMARI ALLEN was being treated for these injuries at an Antioch Hospital,  
 5 Defendant AMIRI entered and took photographs of JAMARI ALLEN's injuries. AMIRI laughed as  
 6 he told JAMARI ALLEN that he was "lucky that he didn't get it as bad as the others," and that he  
 7 "didn't get it as bad as he deserved." Defendant AMIRI then authored a false police report that  
 8 differed from the description AMIRI privately provided to other Defendant Officers via text  
 9 message. Just prior to JAMARI ALLEN's encounter with Defendants, on the evening of August 22,  
 10 2020, Defendants WENGER and AMIRI planned with each other via text message to use the K9 to  
 11 bite subjects they were to encounter that night:

12  
 13  
 14 **WENGER:** We need to get into something tonight bro!! Lets go 3  
 nights in a row dog bite!!!

15 **AMIRI:** [emphasized above text]

16 **WENGER:** Lets get faggot ass [a lieutenant] something to stress about lol

17 140. After Defendant AMIRI took photographs of JAMARI ALLEN in the hospital, AMIRI  
 18 sent the photographs to Defendants WENGER and ROMBOUGH via text message, among other  
 19 CITY OF ANTIOCH POLICE DEPARTMENT Officers. In these messages, the extent of JAMARI  
 20 ALLEN's injuries and AMIRI's use of extreme force were celebrated by multiple Defendant  
 21 Officers.

22 141. No criminal charges were filed against JAMARI ALLEN subsequent to this  
 23 encounter with Defendants.  
 24

## 25 **CAUSES OF ACTION FOR PLAINTIFF TRENT ALLEN**

### 26 **TRENT ALLEN'S FIRST CAUSE OF ACTION**

27 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

28 **(Plaintiff TRENT ALLEN against Defendants ROMBOUGH, AMIRI, GERBER, ADAMS,  
 SMITH, MARCOTTE, MANLY-WILLIAMS, DUGGAR, EVANS, and DOES 1 - 100)**

142. The foregoing allegations are realleged and incorporated herein.

143. In doing the acts complained of herein, Defendants ROMBOUGH, MANLY WILLIAMS, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

144. WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**TRENT ALLEN'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff TRENT ALLEN Against Defendants ROMBOUGH, AMIRI, GERBER, ADAMS, SMITH, MARCOTTE, MANLY-WILLIAMS, DUGGAR, EVANS, and DOES 1 - 100)**

145. The foregoing allegations are realleged and incorporated herein.

146. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**TRENT ALLEN'S THIRD CAUSE OF ACTION**

**(42 U.S.C. § 1981 - Malicious Prosecution)**

**(Plaintiffs TRENT ALLEN against Defendants ROMBOUGH, AMIRI, GERBER, ADAMS, SMITH, MARCOTTE, MANLY-WILLIAMS, DUGGAR, EVANS, and DOES 1 - 100)**

147. The foregoing allegations are realleged and incorporated herein.

148. Defendants maliciously prosecuted Plaintiff as stated herein. Defendants arrested Plaintiff without probable cause. The defendants brought claims against Plaintiff with subjective malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in determining their decisions to prosecute Plaintiff, and/or fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

149. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF SHAGOOFA KHAN**

**SHAGOOFA KHAN'S FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**

**(Plaintiff SHAGOOFA KHAN against Defendants EVANS, MANLY WILLIAMS, LENDERMAN, BLEDSOE, SMITH, and DOES 1 - 100)**

150. The foregoing allegations are realleged and incorporated herein.

151. In doing the acts complained of herein, Defendants EVANS, MANLY WILLIAMS, LENDERMAN, BLEDSOE, SMITH, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

1 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the  
2 United States constitution.

3 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

4 **SHAGOOFA KHAN'S SECOND CAUSE OF ACTION**

5 **(42 U.S.C. § 1981 – Bias)**

6 **(Plaintiff SHAGOOFA KHAN Against Defendants EVANS, MANLY WILLIAMS,  
LENDERMAN, BLEDSOE, SMITH, and DOES 1 - 100)**

7 152. The foregoing allegations are realleged and incorporated herein.

8 153. In doing the acts complained of herein, Defendants engaged in discriminatory  
9 conduct towards minority communities by subjecting them to civil rights violation and more  
10 frequent and aggressive policing than similarly situated individuals. These civil rights violations  
11 and/or misconduct included, but was not limited to, assaults, beatings, false arrests,  
12 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal  
13 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based  
14 on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were  
15 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.  
16

17 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

18 **SHAGOOFA KHAN'S THIRD CAUSE OF ACTION**

19 **(42 U.S.C. § 1981 - Malicious Prosecution)**

20 **(Plaintiff SHAGOOFA KHAN against Defendants EVANS, MANLY WILLIAMS,  
LENDERMAN, BLEDSOE, SMITH, and DOES 1 - 100)**

21 154. The foregoing allegations are realleged and incorporated herein.

22 155. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants  
23 arrested each of the named plaintiffs without probable cause to arrest them.

24 156. The defendants brought claims against Plaintiffs with subjective malice. Defendants  
25 used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or  
26

1 religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated  
2 evidence used to falsely justify the arrest that was otherwise without probable cause.

3 157. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in  
4 his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the  
5 Defendants in this matter.  
6

7 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

8 **CAUSES OF ACTION FOR PLAINTIFF ADAM CARPENTER**

9 **ADAM CARPENTER'S FIRST CAUSE OF ACTION**

(42 U.S.C. § 1983 –Unreasonable Seizure)

10 **(Plaintiff ADAM CARPENTER against Defendants ROMBOUGH, DUGGAR, AMIRI,**  
11 **MANLY WILLIAMS, RODRIGUEZ, PRIETO, and DOES 1 - 100)**

12 158. The foregoing allegations are realleged and incorporated herein.

13 159. In doing the acts complained of herein, Defendants ROMBOUGH, DUGGAR,  
14 AMIRI, MANLY WILLIAMS, and/or DOES 1-100, individually and/or while acting in concert  
15 with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of  
16 certain constitutionally protected rights, including, but not limited to:

- 17 a. The right to be free from unreasonable police use of force in violation of the Fourth  
18 Amendment;  
19 b. The right to be free from unreasonable searches and seizures in violation of the Fourth  
20 Amendment.  
21 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to  
22 the United States constitution.

23 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

24 **ADAM CARPENTER'S SECOND CAUSE OF ACTION**

(42 U.S.C. § 1981 – Bias)

25 **(Plaintiff ADAM CARPENTER Against Defendants ROMBOUGH, DUGGAR, AMIRI,**  
26 **MANLY WILLIAMS, RODRIGUEZ, PRIETO, and DOES 1 - 100)**

27 160. The foregoing allegations are realleged and incorporated herein.  
28

161. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**ADAM CARPENTER'S THIRD CAUSE OF ACTION**

**(42 U.S.C. § 1981 - Malicious Prosecution)**

**(Plaintiffs ADAM CARPENTER against Defendants ROMBOUGH, DUGGAR, AMIRI, MANLY WILLIAMS, RODRIGUEZ, PRIETO, and DOES 1 - 100)**

162. The foregoing allegations are realleged and incorporated herein.

163. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested each of the named plaintiffs without probable cause to arrest them.

164. The defendants brought claims against Plaintiffs with subjective malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

165. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF JOSHUA BUTLER**

**JOSHUA BUTLER'S FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**  
**(Plaintiff JOSHUA BUTLER against Defendants EVANS, and DOES 1 - 100)**

166. The foregoing allegations are realleged and incorporated herein.

167. In doing the acts complained of herein, Defendants EVANS, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;

b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**JOSHUA BUTLER’S SECOND CAUSE OF ACTION**  
**(42 U.S.C. § 1981 – Bias)**  
**(Plaintiff JOSHUA BUTLER Against Defendants EVANS, and DOES 1 - 100)**

168. The foregoing allegations are realleged and incorporated herein.

169. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**JOSHUA BUTLER’S THIRD CAUSE OF ACTION**



**(42 U.S.C. § 1981 - Malicious Prosecution)**  
**(Plaintiff JOSHUA BUTLER against Defendants EVANS, and DOES 1 - 100)**

170. The foregoing allegations are realleged and incorporated herein.

171. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested each of the named plaintiffs without probable cause to arrest them.

172. Defendants brought claims against Plaintiffs with subjective malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

173. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF DEJON RICHARDS**

**DEJON RICHARDS' FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**  
**(Plaintiff DEJON RICHARDS against Defendants DUGGAR, and DOES 1 - 100)**

174. The foregoing allegations are realleged and incorporated herein.

175. In doing the acts complained of herein, Defendants DUGGAR, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;

b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

1 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

2 **DEJON RICHARDS' SECOND CAUSE OF ACTION**

3 **(42 U.S.C. § 1981 – Bias)**

4 **(Plaintiff DEJON RICHARDS Against Defendants DUGGAR, and DOES 1 - 100)**

5 176. The foregoing allegations are realleged and incorporated herein.

6 177. In doing the acts complained of herein, Defendants engaged in discriminatory  
7 conduct towards minority communities by subjecting them to civil rights violation and more  
8 frequent and aggressive policing than similarly situated individuals. These civil rights violations  
9 and/or misconduct included, but was not limited to, assaults, beatings, false arrests,  
10 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal  
11 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based  
12 on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were  
13 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.  
14

15 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

16 **DEJON RICHARDS' THIRD CAUSE OF ACTION**

17 **(42 U.S.C. § 1981 - Malicious Prosecution)**

18 **(Plaintiff DEJON RICHARDS against Defendants DUGGAR, and DOES 1 - 100)**

19 178. The foregoing allegations are realleged and incorporated herein.

20 179. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants  
21 arrested each of the named Plaintiffs without probable cause to arrest them.

22 180. Defendants brought claims against Plaintiffs with subjective malice. Defendants used  
23 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious  
24 bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence  
25 used to falsely justify the arrest that was otherwise without probable cause.  
26  
27  
28

181. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF DRESHAWN JACKSON**

**DRESHAWN JACKSON'S FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**

**(Plaintiff DRESHAWN JACKSON against Defendants ROMBOUGH, and DOES 1 - 100)**

182. The foregoing allegations are realleged and incorporated herein.

183. In doing the acts complained of herein, Defendants ROMBOUGH, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
  - b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.
- Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**DRESHAWN JACKSON'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff DRESHAWN JACKSON Against Defendants ROMBOUGH, and DOES 1 - 100)**

184. The foregoing allegations are realleged and incorporated herein.

185. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests,

1 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal  
2 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based  
3 on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were  
4 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.  
5

6 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

7 **DRESHAWN JACKSON'S THIRD CAUSE OF ACTION**

8 **(42 U.S.C. § 1981 - Malicious Prosecution)**

9 **(Plaintiffs DRESHAWN JACKSON against Defendants ROMBOUGH, and DOES 1 - 100)**

10 186. The foregoing allegations are realleged and incorporated herein.

11 187. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants  
12 arrested each of the named plaintiffs without probable cause to arrest them.

13 188. The defendants brought claims against Plaintiffs with subjective malice. Defendants  
14 used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or  
15 religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated  
16 evidence used to falsely justify the arrest that was otherwise without probable cause.

17 189. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in  
18 his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the  
19 Defendants in this matter.

20 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

21 **CAUSES OF ACTION FOR PLAINTIFF KARDELL SMITH**

22 **KARDELL SMITH'S FIRST CAUSE OF ACTION**

23 **(42 U.S.C. § 1983 – Unreasonable Seizure)**

24 **(Plaintiff KARDELL SMITH against Defendants AMIRI, ROMBOUGH, WENGER, and**  
25 **DOES 1 - 100)**

26 190. The foregoing allegations are realleged and incorporated herein.

27 191. In doing the acts complained of herein, Defendants AMIRI, and/or DOES 1-100,  
28 individually and/or while acting in concert with one another, did act under color of state law to

deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**KARDELL SMITH 'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff KARDELL SMITH Against Defendants AMIRI, ROMBOUGH, WENGER, and DOES 1 - 100)**

192. The foregoing allegations are realleged and incorporated herein.

193. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiff pray for relief as hereinafter set forth.

**KARDELL SMITH 'S THIRD CAUSE OF ACTION**

**(42 U.S.C. § 1981 - Malicious Prosecution)**

**(Plaintiff KARDELL SMITH Against Defendants AMIRI, ROMBOUGH, WENGER, and DOES 1 - 100)**

194. The foregoing allegations are realleged and incorporated herein.

195. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested each of the named plaintiffs without probable cause to arrest them.

196. The defendants brought claims against Plaintiffs with subjective malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

197. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiff pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF DAVID MACKIN**

**DAVID MACKIN'S FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**

**(Plaintiff DAVID MACKIN Against Defendants ROMBOUGH, and DOES 1 - 100)**

198. The foregoing allegations are realleged and incorporated herein.

199. In doing the acts complained of herein, Defendants ROMBOUGH, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**DAVID MACKIN'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**  
**(Plaintiff DAVID MACKIN Against Defendants ROMBOUGH, and DOES 1 - 100)**

200. The foregoing allegations are realleged and incorporated herein.

201. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**DAVID MACKIN’S THIRD CAUSE OF ACTION**  
**(42 U.S.C. § 1981 - Malicious Prosecution)**  
**(Plaintiffs DAVID MACKIN against Defendants ROMBOUGH, and DOES 1 - 100)**

202. The foregoing allegations are realleged and incorporated herein.

203. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested each of the named plaintiffs without probable cause to arrest them.

204. The defendants brought claims against Plaintiffs with subjective malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

205. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.



**CAUSES OF ACTION FOR PLAINTIFF TERRY ROBINSON, JR.**

**TERRY ROBINSON, JR.'S FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**

**(Plaintiff TERRY ROBINSON, JR. Against Defendants NUTT, and DOES 1 - 100)**

206. The foregoing allegations are realleged and incorporated herein.

207. In doing the acts complained of herein, Defendants NUTT, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**TERRY ROBINSON, JR.'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff TERRY ROBINSON, JR. Against Defendants NUTT, and DOES 1 - 100)**

208. The foregoing allegations are realleged and incorporated herein.

209. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

1 WHEREFORE, Plaintiff pray for relief as hereinafter set forth.

2 **CAUSES OF ACTION FOR PLAINTIFF MANDINGO CAIN**

3 **MANDINGO CAIN'S FIRST CAUSE OF ACTION**

4 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

5 **(Plaintiff MANDINGO CAIN against Defendants DOES 1 - 100)**

6 210. The foregoing allegations are realleged and incorporated herein.

7 211. In doing the acts complained of herein, Defendants DOES 1-100, individually and/or  
8 while acting in concert with one another, did act under color of state law to deprive Plaintiffs as  
9 alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- 10 a. The right to be free from unreasonable police use of force in violation of the Fourth  
11 Amendment;  
12 b. The right to be free from unreasonable searches and seizures in violation of the Fourth  
13 Amendment.

14 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the  
United States constitution.

15 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

16 **MANDINGO CAIN'S SECOND CAUSE OF ACTION**

17 **(42 U.S.C. § 1981 – Bias)**

18 **(Plaintiff MANDINGO CAIN Against Defendants DOES 1 - 100)**

19 212. The foregoing allegations are realleged and incorporated herein.

20 213. In doing the acts complained of herein, Defendants engaged in discriminatory  
21 conduct towards minority communities by subjecting them to civil rights violation and more  
22 frequent and aggressive policing than similarly situated individuals. These civil rights violations  
23 and/or misconduct included, but was not limited to, assaults, beatings, false arrests,  
24 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal  
25 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based  
26 on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were  
27 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.  
28

1 WHEREFORE, Plaintiff pray for relief as hereinafter set forth.

2 **MANDINGO CAIN'S THIRD CAUSE OF ACTION**  
3 **(42 U.S.C. § 1981 - Malicious Prosecution)**  
4 **(Plaintiff MANDINGO CAIN against Defendants DOES 1 - 100)**

5 214. The foregoing allegations are realleged and incorporated herein.

6 215. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants  
7 arrested each of the named plaintiffs without probable cause to arrest them.

8 216. The defendants brought claims against Plaintiffs with subjective malice. Defendants  
9 used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or  
10 religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated  
11 evidence used to falsely justify the arrest that was otherwise without probable cause.

12 217. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in  
13 his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the  
14 Defendants in this matter.  
15

16 WHEREFORE, Plaintiff pray for relief as hereinafter set forth.

17 **CAUSES OF ACTION FOR PLAINTIFF AMADEO GARCIA, JR.**

18 **AMADEO GARCIA, JR.'S FIRST CAUSE OF ACTION**  
19 **(42 U.S.C. § 1983 –Unreasonable Seizure)**  
20 **(Plaintiff AMADEO GARCIA, JR. against Defendants MARCOTTE, SMITH, RODRIGUEZ,  
and DOES 1 - 100)**

21 218. The foregoing allegations are realleged and incorporated herein.

22 219. In doing the acts complained of herein, Defendants DOES 1-100, individually and/or  
23 while acting in concert with one another, did act under color of state law to deprive Plaintiffs as  
24 alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- 25 a. The right to be free from unreasonable police use of force in violation of the Fourth  
26 Amendment;  
27 b. The right to be free from unreasonable searches and seizures in violation of the Fourth  
28 Amendment.

1 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the  
2 United States constitution.

3 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

4 **AMADEO GARCIA, JR.'S SECOND CAUSE OF ACTION**

5 **(42 U.S.C. § 1981 – Bias)**

6 **(Plaintiff AMADEO GARCIA, JR. Against Defendants MARCOTTE, SMITH, RODRIGUEZ,  
and DOES 1 - 100)**

7 220. The foregoing allegations are realleged and incorporated herein.

8 221. In doing the acts complained of herein, Defendants engaged in discriminatory  
9 conduct towards minority communities by subjecting them to civil rights violation and more  
10 frequent and aggressive policing than similarly situated individuals. These civil rights violations  
11 and/or misconduct included, but was not limited to, assaults, beatings, false arrests,  
12 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal  
13 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based  
14 on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were  
15 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.  
16

17 WHEREFORE, Plaintiff pray for relief as hereinafter set forth.

18 **AMADEO GARCIA, JR.'S THIRD CAUSE OF ACTION**

19 **(42 U.S.C. § 1981 - Malicious Prosecution)**

20 **(Plaintiff AMADEO GARCIA, JR. against Defendants MARCOTTE, SMITH, RODRIGUEZ,  
and DOES 1 - 100)**

21 222. The foregoing allegations are realleged and incorporated herein.

22 223. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants  
23 arrested each of the named plaintiffs without probable cause to arrest them.

24 224. Defendants brought claims against Plaintiff with subjective malice. Defendants used  
25 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious  
26  
27  
28

1 bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence  
2 used to falsely justify the arrest that was otherwise without probable cause.

3 225. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in  
4 his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the  
5 Defendants in this matter.  
6

7 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

8 **CAUSES OF ACTION FOR PLAINTIFF ARON TYSON**

9 **ARON TYSON'S FIRST CAUSE OF ACTION**

10 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

11 **(Plaintiff ARON TYSON against Defendants DOES 1 - 100)**

12 226. The foregoing allegations are realleged and incorporated herein.

13 227. In doing the acts complained of herein, Defendants DOES 1-100, individually and/or  
14 while acting in concert with one another, did act under color of state law to deprive Plaintiffs as  
15 alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- 16 a. The right to be free from unreasonable police use of force in violation of the Fourth  
17 Amendment;  
18 b. The right to be free from unreasonable searches and seizures in violation of the Fourth  
19 Amendment.

20 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the  
21 United States constitution.

22 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

23 **ARON TYSON'S SECOND CAUSE OF ACTION**

24 **(42 U.S.C. § 1981 – Bias)**

25 **(Plaintiff ARON TYSON Against Defendants and DOES 1 - 100)**

26 228. The foregoing allegations are realleged and incorporated herein.

27 229. In doing the acts complained of herein, Defendants engaged in discriminatory  
28 conduct towards minority communities by subjecting them to civil rights violation and more  
frequent and aggressive policing than similarly situated individuals. These civil rights violations

and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**ARON TYSON'S THIRD CAUSE OF ACTION**

**(42 U.S.C. § 1981 - Malicious Prosecution)**

**(Plaintiff ARON TYSON against Defendants and DOES 1 - 100)**

230. The foregoing allegations are realleged and incorporated herein.

231. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested each of the named plaintiffs without probable cause to arrest them.

232. Defendants brought claims against Plaintiff with subjective malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

233. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF DAUNTE GELLINGTON**

**DAUNTE GELLINGTON'S FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**

**(Plaintiff DAUNTE GELLINGTON against Defendants DOES 1 - 100)**

234. The foregoing allegations are realleged and incorporated herein.

235. In doing the acts complained of herein, Defendants DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**DAUNTE GELLINGTON'S SECOND CAUSE OF ACTION**  
**(42 U.S.C. § 1981 – Bias)**  
**(Plaintiff DAUNTE GELLINGTON Against Defendants DOES 1 - 100)**

236. The foregoing allegations are realleged and incorporated herein.

237. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF ROBERT YOUNG**

**ROBERT YOUNG'S FIRST CAUSE OF ACTION**  
**(42 U.S.C. § 1983 –Unreasonable Seizure)**  
**(Plaintiff ROBERT YOUNG against Defendants ROMBOUGH, and DOES 1 - 100)**

238. The foregoing allegations are realleged and incorporated herein.



239. In doing the acts complained of herein, Defendants ROMBOUGH, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**ROBERT YOUNG'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff ROBERT YOUNG Against Defendants ROMBOUGH, and DOES 1 - 100)**

240. The foregoing allegations are realleged and incorporated herein.

241. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF TERRY THOMAS**

**TERRY THOMAS' FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**

1 **(Plaintiff TERRY THOMAS against Defendants ROMBOUGH, GERBER, HILL, and DOES 1**  
2 **- 100)**

3 242. The foregoing allegations are realleged and incorporated herein.

4 243. In doing the acts complained of herein, Defendants ROMBOUGH, GERBER, HILL,  
5 and/or DOES 1-100, individually and/or while acting in concert with one another, did act under  
6 color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected  
7 rights, including, but not limited to:

8 a. The right to be free from unreasonable police use of force in violation of the Fourth  
9 Amendment;

10 b. The right to be free from unreasonable searches and seizures in violation of the Fourth  
11 Amendment.

12 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the  
13 United States constitution.

14 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

15 **TERRY THOMAS' SECOND CAUSE OF ACTION**  
16 **(42 U.S.C. § 1981 – Bias)**

17 **(Plaintiff TERRY THOMAS Against Defendants ROMBOUGH, GERBER, HILL, and DOES 1**  
18 **- 100)**

19 244. The foregoing allegations are realleged and incorporated herein.

20 245. In doing the acts complained of herein, Defendants engaged in discriminatory  
21 conduct towards minority communities by subjecting them to civil rights violation and more  
22 frequent and aggressive policing than similarly situated individuals. These civil rights violations  
23 and/or misconduct included, but was not limited to, assaults, beatings, false arrests,  
24 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal  
25 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based  
26 on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were  
27 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

28 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**TERRY THOMAS' THIRD CAUSE OF ACTION**

**(42 U.S.C. § 1981 - Malicious Prosecution)**

**(Plaintiff TERRY THOMAS against Defendants ROMBOUGH, GERBER, HILL, and DOES  
1 - 100)**

246. The foregoing allegations are realleged and incorporated herein.

247. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested each of the named Plaintiffs without probable cause to arrest them.

248. Defendants brought claims against Plaintiffs with subjective malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

249. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF SHAQUILLE HILLARD**

**SHAQUILLE HILLARD'S FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**

**(Plaintiff SHAQUILLE HILLARD against Defendants HUGHES, AMIRI, and DOES 1 - 100)**

250. The foregoing allegations are realleged and incorporated herein.

251. In doing the acts complained of herein, Defendants HUGHES, AMIRI, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

1 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the  
2 United States constitution.

3 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

4 **SHAQUILLE HILLARD'S SECOND CAUSE OF ACTION**

5 **(42 U.S.C. § 1981 – Bias)**

6 **(Plaintiff SHAQUILLE HILLARD Against Defendants HUGHES, AMIRI, and DOES 1 - 100)**

7 252. The foregoing allegations are realleged and incorporated herein.

8 253. In doing the acts complained of herein, Defendants engaged in discriminatory  
9 conduct towards minority communities by subjecting them to civil rights violation and more  
10 frequent and aggressive policing than similarly situated individuals. These civil rights violations  
11 and/or misconduct included, but was not limited to, assaults, beatings, false arrests,  
12 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal  
13 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based  
14 on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were  
15 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.  
16

17 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

18 **SHAQUILLE HILLARD'S THIRD CAUSE OF ACTION**

19 **(42 U.S.C. § 1981 - Malicious Prosecution)**

20 **(Plaintiff SHAQUILLE HILLARD against Defendants HUGHES, AMIRI, and DOES 1 - 100)**

21 254. The foregoing allegations are realleged and incorporated herein.

22 255. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants  
23 arrested each of the named plaintiffs without probable cause to arrest them.

24 256. Defendants brought claims against Plaintiff with subjective malice. Defendants used  
25 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious  
26 bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence  
27 used to falsely justify the arrest that was otherwise without probable cause.  
28

1 257. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in  
2 his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the  
3 Defendants in this matter.

4 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

5  
6 **CAUSES OF ACTION FOR PLAINTIFF DANYEL EARL LACY**

7 **DANYEL EARL LACY'S FIRST CAUSE OF ACTION**

8 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

9 **(Plaintiff DANYEL EARL LACY against Defendants ROMBOUGH, MANLY WILLIAMS,**  
10 **HUGHES, and DOES 1 - 100)**

11 258. The foregoing allegations are realleged and incorporated herein.

12 259. In doing the acts complained of herein, Defendants ROMBOUGH, MANLY  
13 WILLIAMS, HUGHES, and/or DOES 1-100, individually and/or while acting in concert with  
14 one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain  
15 constitutionally protected rights, including, but not limited to:

16 a. The right to be free from unreasonable police use of force in violation of the Fourth  
17 Amendment;

18 b. The right to be free from unreasonable searches and seizures in violation of the Fourth  
19 Amendment.

20 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the  
21 United States constitution.

22 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

23 **DANYEL EARL LACY'S SECOND CAUSE OF ACTION**

24 **(42 U.S.C. § 1981 – Bias)**

25 **(Plaintiff DANYEL EARL LACY Against Defendants ROMBOUGH, MANLY WILLIAMS,**  
26 **HUGHES, and DOES 1 - 100)**

27 260. The foregoing allegations are realleged and incorporated herein.

28 261. In doing the acts complained of herein, Defendants engaged in discriminatory  
conduct towards minority communities by subjecting them to civil rights violation and more  
frequent and aggressive policing than similarly situated individuals. These civil rights violations

1 and/or misconduct included, but was not limited to, assaults, beatings, false arrests,  
 2 unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal  
 3 protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based  
 4 on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were  
 5 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.  
 6

7 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

8 **DANYEL EARL LACY'S THIRD CAUSE OF ACTION**  
 9 **(42 U.S.C. § 1981 - Malicious Prosecution)**  
 10 **(Plaintiff DANYEL EARL LACY against Defendants ROMBOUGH, MANLY WILLIAMS,**  
 11 **HUGHES, and DOES 1 - 100)**

12 262. The foregoing allegations are realleged and incorporated herein.

13 263. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants  
 14 arrested each of the named plaintiffs without probable cause to arrest them.

15 264. Defendants brought claims against Plaintiff with subjective malice. Defendants used  
 16 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious  
 17 bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence  
 18 used to falsely justify the arrest that was otherwise without probable cause.

19 265. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in  
 20 his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the  
 21 Defendants in this matter.

22 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

23 **CAUSES OF ACTION FOR PLAINTIFF KAYCEE SUITTER**

24 **KAYCEE SUITTER'S FIRST CAUSE OF ACTION**  
 25 **(42 U.S.C. § 1983 –Unreasonable Seizure)**  
 26 **(Plaintiff KAYCEE SUITTER against Defendants MARCOTTE, SMITH, RODRIGUEZ, and**  
 27 **DOES 1 - 100)**

28 266. The foregoing allegations are realleged and incorporated herein.

267. In doing the acts complained of herein, Defendants MARCOTTE, SMITH, RODRIGUEZ, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiff as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**KAYCEE SUITTER'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff KAYCEE SUITTER Against Defendants MARCOTTE, SMITH, RODRIGUEZ, and DOES 1 - 100)**

268. The foregoing allegations are realleged and incorporated herein.

269. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**KAYCEE SUITTER'S THIRD CAUSE OF ACTION**

**(42 U.S.C. § 1981 - Malicious Prosecution)**

**(Plaintiff KAYCEE SUITTER against Defendants MARCOTTE, SMITH, RODRIGUEZ, and DOES 1 - 100)**



1 270. The foregoing allegations are realleged and incorporated herein.

2 271. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants  
3 arrested each of the named plaintiffs without probable cause to arrest them.

4 272. Defendants brought claims against Plaintiffs with subjective malice. Defendants used  
5 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious  
6 bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence  
7 used to falsely justify the arrest that was otherwise without probable cause.

8  
9 273. Plaintiff resolved the actions against her. Plaintiff ultimately resolved the actions in  
10 her favor. Plaintiff suffered damages due to the malicious prosecution brought on by the  
11 Defendants in this matter.

12 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

13  
14 **CAUSES OF ACTION FOR PLAINTIFF MARCELL LEWIS**

15 **MARCELL LEWIS' FIRST CAUSE OF ACTION**

16 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

17 **(Plaintiff MARCELL LEWIS against Defendants AMIRI, and DOES 1 - 100)**

18 274. The foregoing allegations are realleged and incorporated herein.

19 275. In doing the acts complained of herein, Defendants AMIRI, and/or DOES 1-100,  
20 individually and/or while acting in concert with one another, did act under color of state law to  
21 deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but  
22 not limited to:

23 a. The right to be free from unreasonable police use of force in violation of the Fourth  
Amendment;

24 b. The right to be free from unreasonable searches and seizures in violation of the Fourth  
25 Amendment.

26 Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the  
27 United States constitution.

28 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**MARCELL LEWIS' SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff MARCELL LEWIS Against Defendants AMIRI, and DOES 1 - 100)**

276. The foregoing allegations are realleged and incorporated herein.

277. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**MARCELL LEWIS' THIRD CAUSE OF ACTION**

**(42 U.S.C. § 1981 - Malicious Prosecution)**

**(Plaintiff MARCELL LEWIS against Defendants AMIRI, and DOES 1 - 100)**

278. The foregoing allegations are realleged and incorporated herein.

279. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested each of the named plaintiffs without probable cause to arrest them.

280. Defendants brought claims against Plaintiff with subjective malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

281. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF GREGORIO YARBOROUGH**

**GREGORIO YARBOROUGH'S FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**

**(Plaintiff GREGORIO YARBOROUGH against Defendants GEIS, and DOES 1 - 100)**

282. The foregoing allegations are realleged and incorporated herein.

283. In doing the acts complained of herein, Defendants GEIS, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
  - b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.
- Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**GREGORIO YARBOROUGH'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff GREGORIO YARBOROUGH Against Defendants GEIS, and DOES 1 - 100)**

284. The foregoing allegations are realleged and incorporated herein.

285. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based

1 on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were  
2 subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

3 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

4 **GREGORIO YARBOROUGH'S THIRD CAUSE OF ACTION**

5 **(42 U.S.C. § 1981 - Malicious Prosecution)**

6 **(Plaintiff GREGORIO YARBOROUGH against Defendants GEIS, and DOES 1 - 100)**

7 286. The foregoing allegations are realleged and incorporated herein.

8 287. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants  
9 arrested each of the named plaintiffs without probable cause to arrest them.

10 288. Defendants brought claims against Plaintiff with subjective malice. Defendants used  
11 bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious  
12 bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence  
13 used to falsely justify the arrest that was otherwise without probable cause.

14 289. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in  
15 his favors. Plaintiff suffered damages due to the malicious prosecution brought on by the  
16 Defendants in this matter.

17  
18 WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

19 **CAUSES OF ACTION FOR PLAINTIFF QUINCY MASON**

20 **QUINCY MASON'S FIRST CAUSE OF ACTION**

21 **(42 U.S.C. § 1983 –Unreasonable Seizure)**

22 **(Plaintiff QUINCY MASON against Defendants ROMBOUGH, EVANS, and DOES 1 - 100)**

23 290. The foregoing allegations are realleged and incorporated herein.

24 291. In doing the acts complained of herein, Defendants DOES 1-100, individually and/or  
25 while acting in concert with one another, did act under color of state law to deprive Plaintiffs as  
26 alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- 27 a. The right to be free from unreasonable police use of force in violation of the Fourth  
28 Amendment;

b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.  
Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**QUINCY MASON'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff QUINCY MASON Against Defendants ROMBOUGH, EVANS, and DOES 1 - 100)**

292. The foregoing allegations are realleged and incorporated herein.

293. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF TEHJAY MCCULLOUGH**

**TEHJAY MCCULLOUGH'S FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**

**(Plaintiff TEHJAY MCCULLOUGH against Defendants PRIETO, RODRIGUEZ, MOORE, AMIRI, and DOES 1 - 100)**

294. The foregoing allegations are realleged and incorporated herein.

295. In doing the acts complained of herein, Defendants PRIETO, RODRIGUEZ, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiffs as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**TEHJAY MCCULLOUGH'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff TEHJAY MCCULLOUGH against Defendants PRIETO, RODRIGUEZ, MOORE, AMIRI, and DOES 1 - 100)**

296. The foregoing allegations are realleged and incorporated herein.

297. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**TEHJAY MCCULLOUGH'S THIRD CAUSE OF ACTION**

**(42 U.S.C. § 1981 - Malicious Prosecution)**

**(Plaintiff TEHJAY MCCULLOUGH against Defendants PRIETO, RODRIGUEZ, MOORE, AMIRI, and DOES 1 - 100)**

298. The foregoing allegations are realleged and incorporated herein.

299. Defendants maliciously prosecuted the Plaintiffs as stated herein. Defendants arrested each of the named plaintiffs without probable cause to arrest them.

300. Defendants brought claims against Plaintiff with subjective malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in determining their decisions to prosecute the named Plaintiffs, and/or fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

301. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR PLAINTIFF JAMARI ALLEN**

**JAMARI ALLEN'S FIRST CAUSE OF ACTION**

**(42 U.S.C. § 1983 –Unreasonable Seizure)**

**(Plaintiff JAMARI ALLEN against Defendants AMIRI, WENGER, and DOES 1 - 100)**

302. The foregoing allegations are realleged and incorporated herein.

303. In doing the acts complained of herein, Defendants AMIRI, WENGER, and/or DOES 1-100, individually and/or while acting in concert with one another, did act under color of state law to deprive Plaintiff as alleged heretofore of certain constitutionally protected rights, including, but not limited to:

- a. The right to be free from unreasonable police use of force in violation of the Fourth Amendment;
- b. The right to be free from unreasonable searches and seizures in violation of the Fourth Amendment.

Said rights are substantive guarantees under the Fourth and/or Fourteenth Amendments to the United States constitution.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**JAMARI ALLEN'S SECOND CAUSE OF ACTION**

**(42 U.S.C. § 1981 – Bias)**

**(Plaintiff JAMARI ALLEN against Defendants AMIRI, WENGER, and DOES 1 - 100)**

304. The foregoing allegations are realleged and incorporated herein.



305. In doing the acts complained of herein, Defendants engaged in discriminatory conduct towards minority communities by subjecting them to civil rights violation and more frequent and aggressive policing than similarly situated individuals. These civil rights violations and/or misconduct included, but was not limited to, assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping, falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil rights and/or other misconduct based on race and/or gender. As a result, Plaintiffs and persons similarly situated to them, were subjected to unequal treatment, civil rights violations, and other misconduct by Defendants.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**JAMARI ALLEN'S THIRD CAUSE OF ACTION**

**(42 U.S.C. § 1981 - Malicious Prosecution)**

**(Plaintiff JAMARI ALLEN against Defendants AMIRI, WENGER, and DOES 1 - 100)**

306. The foregoing allegations are realleged and incorporated herein.

307. Defendants maliciously prosecuted Plaintiff as stated herein. Defendants arrested Plaintiff without probable cause. The defendants brought claims against Plaintiff with subjective malice. Defendants used bias, including racial bias, gender bias, sexuality bias, bias against body-types, and/or religious bias in determining their decisions to prosecute Plaintiff, and/or fabricated evidence used to falsely justify the arrest that was otherwise without probable cause.

308. Plaintiff resolved the actions against him. Plaintiff ultimately resolved the actions in his favor. Plaintiff suffered damages due to the malicious prosecution brought on by the Defendants in this matter.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**CAUSES OF ACTION FOR ALL PLAINTIFFS**

**FIRST COMMON CAUSE OF ACTION**

**Monell - 42 U.S.C. § 1983**

**(All Plaintiffs Against Defendants CITY OF ANTIOCH, BERNAL, JOHNSON, EBBS, REED, BROOKS, MOREFIELD, FORD, WISECARVER, HOFFMAN, and DOES 1-100)**

1       309.       The foregoing allegations are realleged and incorporated herein.

2       310.       DEFENDANT Officers and Sergeants acted under color of state law at all times  
3 relevant to this Complaint. DEFENDANT Officers' and Sergeants acts, as alleged herein,  
4 deprived Plaintiffs of their Fourth and Fourteenth Amendment rights under the United States  
5 Constitution;

6       311.       Defendants CITY OF ANTIOCH, BERNAL, JOHNSON, EBBS, and REED, and  
7 together with DOES 1-100 through their employment by CITY OF ANTIOCH, were at all times  
8 relevant hereto the final policy-makers for Defendant CITY OF ANTIOCH and the ANTIOCH  
9 POLICE DEPARTMENT, and thereby acted under color of state law.

10       312.       Defendants BROOKS, MOREFIELD, FORD, WISECARVER, HOFFMAN, and  
11 together with DOES 1-100 through their employment as leadership, supervisors, and command  
12 staff for the CITY OF ANTIOCH POLICE DEPARTMENT had the duty to communicate the  
13 misconduct they witnessed by DEFENDANTS alleged herein and thus had actual or  
14 constructive notice and duty to investigate, impose discipline, and report to CITY OF  
15 ANTIOCH Managers recommendations to change policies and conduct to put a stop to the  
16 widespread misconduct.

17       313.       As against Defendant CITY OF ANTIOCH, and Defendant CITY Managers  
18 BERNAL, JOHNSON, EBBS, and REED, and/or DOES 1-100, in their capacity as official and  
19 ultimate policy-maker(s) for the CITY OF ANTIOCH, including the policies and practices or  
20 lack of policies and practices of the ANTIOCH POLICE DEPARTMENT. Plaintiffs, and each  
21 of them, further allege that the acts and/or omissions alleged in the Complaint herein are  
22 representative of a repeated course of conduct by members of the CITY OF ANTIOCH Police  
23 Department tantamount to a custom, policy, or repeated practice of condoning and tacitly  
24 encouraging the abuse of police authority, and disregard for the constitutional rights of citizens.  
25  
26  
27  
28

1        314.        Plaintiffs are informed and believe and thereon allege that Defendants were biased  
2        toward the public. Defendants demonstrated bias, including, but not limited to, bias toward the  
3        race, gender, and ethnicity of the Plaintiffs. In doing the acts complained of herein, Defendants,  
4        and/or DOES 1-100, individually and/or while acting in concert with one another, engaged in a  
5        pattern and practice of discriminatory conduct towards minority communities by subjecting  
6        them to more frequent and aggressive policing than similarly situated individuals of a different  
7        race, gender, and sexual orientation, by using racial slurs, excessive force, and harassment  
8        tactics, and by denying them the same level of protection and services afforded to individuals of  
9        a different race. These civil rights violations and/or misconduct included, but was not limited to,  
10       assaults, beatings, false arrests, unreasonable searches and seizures, intimidation, kidnapping,  
11       falsifying reports, denial of equal protection, racial discrimination, conspiracy to violate civil  
12       rights and/or other misconduct based on race and/or gender.  
13

14  
15       315.        Plaintiffs are further informed and believe and thereon allege that said misconduct  
16       included, but was not limited to, subjecting people living, visiting, and/or traveling in Antioch  
17       neighborhoods to disparate treatment because of their race and/or gender. As a result, Plaintiffs  
18       and persons similarly situated to them, were subjected to unequal treatment, civil rights  
19       violations, and other misconduct by Defendants.  
20

21       316.        Plaintiffs are informed and believe and thereon allege that as a matter of official  
22       policy—rooted in an entrenched posture of deliberate indifference to the constitutional rights of  
23       Black people who live, visit, and/or travel within Antioch in particular—Defendants CITY OF  
24       ANTIOCH and under the policy-making power of the CITY Managers BERNAL, JOHNSON,  
25       EBBS, and REED, has long allowed Plaintiffs and persons similarly situated to them, to be  
26       abused by its Police Officers, including by DEFENDANTS NUTT, EVANS, ROMBOUGH,  
27       AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN, BLEDSOE, THOMAS  
28

1 SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS, GERBER, HILL,  
2 MARCOTTE, HUGHES, GUISE, WISECARVER, HOFFMAN, and/or other CITY OF  
3 ANTIOCH Police Officers (DOES-100).

4 317. Plaintiffs are further informed and believe and thereon allege that despite the  
5 repeated and frequent nature of the misconduct and civil rights violations committed by  
6 Defendants NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY  
7 WILLIAMS, LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ,  
8 ADAMS, WENGER, HARRIS, GERBER, HILL, and DOES 1-100, high ranking CITY OF  
9 ANTIOCH officials and/or police department supervisors, including but not limited to  
10 Defendants BROOKS, MOREFIELD, FORD, EVANS, BLEDSOE, DOES 1-100, and each of  
11 them, individually and/or acting in concert with one another, failed to take any or appropriate  
12 remedial action prior to the subject incidents involving the Plaintiffs. As a result, Defendants  
13 engaged in repeated and serious acts of misconduct and civil rights violations against citizens  
14 living, visiting, and/or traveling in Antioch.

15 318. Plaintiffs are informed and believe and thereon allege that Plaintiffs, and each of  
16 them, suffered the violation of their constitutional rights as a result of customs, policies, patterns  
17 and/or practices of Defendants CITY OF ANTIOCH, BERNAL, JOHNSON, EBBS, REED,  
18 Defendants BROOKS, MOREFIELD, FORD, EVANS, BLEDSOE, DOES 1-100, and each of  
19 them; including, but not limited to, deliberate indifference in the hiring, supervision, training,  
20 and discipline of members of the Antioch Police Department, including the named Defendant  
21 Officers and Officers DOES 1-100, and/or each of them as set forth in this Complaint.  
22 Therefore, Plaintiffs also seek relief against the Defendants for their failure to take reasonable  
23 steps to prevent and remedy the discriminatory conduct of its officers.  
24  
25  
26  
27  
28

1        319.        Plaintiffs further allege that the actions/inactions of Defendants CITY OF  
2        ANTIOCH, BERNAL, JOHNSON, EBBS, REED, Defendants BROOKS, MOREFIELD,  
3        FORD, EVANS, BLEDSOE, DOES 1-100, were so closely related to the deprivation of the  
4        Plaintiffs' rights as to be the moving force that has caused Plaintiffs to suffer damages,  
5        including but not limited to physical harm, emotional distress, and/or injury to reputation.

6        320.        Upon information and belief, Plaintiffs further allege that numerous African  
7        Americans were systematically physically and verbally harassed by members of the CITY OF  
8        ANTIOCH Police Department when they were stopped for "walking while black" or "driving  
9        while black" without probable cause or reasonable suspicion, searched without consent, and  
10       verbally abused. Plaintiffs further allege that Defendant CITY OF ANTIOCH Police  
11       Department encouraged, condoned, and ratified its police officers long-standing, deep-rooted  
12       racist, homophobic, and misogynistic actions, statements, and conduct as illustrated by the vile  
13       and despicable text messages described herein, which were circulated amongst nearly half of the  
14       Police Department, including some supervising and command staff. In spite of legal obligations  
15       to report the conduct admitted to in the text messages, and to also report the racist and  
16       misogynistic statements themselves to command staff, Plaintiffs allege the text messages went  
17       unreported and were only discovered by the F.B.I. secondary to an investigation of a steroid  
18       distribution ring in the CITY OF ANTIOCH Police Department. The messaging was so  
19       widespread that CITY Police Department command staff must have known of the actions and  
20       attitudes reflected in the widely-shared text messages, but looked the other way. This is  
21       supported by text message receipts, in which Defendant Officers described the frequent use of  
22       the word "nigger" throughout the CITY Police Department ranks, including Sergeants who had  
23       the duty to report to higher ranking and superior officers, and/or to intercede when they  
24       witnessed their supervisees engaging in said misconduct.

1       321.       Plaintiffs are further informed and believe and thereon allege that the acts alleged  
2       herein are the direct, foreseeable, and and proximate result of the deliberate indifference of  
3       Defendants CITY OF ANTIOCH, BERNAL, JOHNSON, EBBS, REED, Defendants BROOKS,  
4       MOREFIELD, FORD, EVANS, BLEDSOE, WISECARVER, HOFFMAN, DOES 1-100, and  
5       each of them, to repeated acts of police misconduct which were tacitly authorized, encouraged,  
6       or condoned by Defendants CITY OF ANTIOCH, BERNAL, JOHNSON, EBBS, and REED,  
7       by way of policy actions and inaction; as well as the conduct and failure to report, communicate,  
8       and/or intercede by Defendants BROOKS, MOREFIELD, FORD, BLEDSOE, EVANS,  
9       WISECARVER, HOFFMAN, DOES 1-100, and each of them.  
10

11       322.       Plaintiffs are further informed and believe and thereon allege that their damages  
12       sustained as alleged herein were the actual and proximate result of Defendants, CITY OF  
13       ANTIOCH, BERNAL, JOHNSON, EBBS, and REED's, municipal customs and/or policies of  
14       deliberate indifference in the training, supervision, and/or discipline of members of the CITY  
15       OF ANTIOCH Police Department.  
16

17       323.       Plaintiffs are further informed and believe and thereon allege that Plaintiffs' damages  
18       and injuries were caused by the customs, policies, patterns, or practices of the CITY OF  
19       ANTIOCH, BERNAL, JOHNSON, EBBS, REED, and Police Department Superior Officers  
20       BROOKS, MOREFIELD, FORD, BLEDSOE, DOES 1-100, and each of them, of deliberate  
21       indifference in the training, supervision, and/or discipline of Defendant Antioch Police Officers  
22       and Sergeants named in this Complaint, DOES 1-100, and/or each of them. There was no  
23       discipline against any of the named Defendant Officers for their conduct.  
24

25       324.       The aforementioned customs, policies, or practices of Defendants CITY OF  
26       ANTIOCH, by way of Defendants City Managers BERNAL, JOHNSON, EBBS, and REED as  
27       official policymakers, as well as the CITY's Commanding Officers Defendant BROOKS,  
28

MOREFIELD, FORD, DOES 1-100, and each of them, resulted in the deprivation of Plaintiffs' connotational rights including, but not limited to, the following:

- a. The right to be free from excessive and unnecessary police use of force;
- b. The right to a Familial Relationship.
- c. The right to be free from Racial Bias in the conduct of Antioch police officers in violation of 42. U.S.C. section 1981.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**SECOND COMMON CAUSE OF ACTION**  
**42 U.S.C. § 1985-86 – Conspiracy To Violate Civil Rights**  
**(All Plaintiffs Against All Defendants, and DOES 1 - 100)**

325. The foregoing allegations are realleged and incorporated herein.

326. The collective actions by Defendant Officers named herein show a conspiracy within the CITY OF ANTIOCH Police Department by CITY OF ANTIOCH Police Officers to violated Plaintiffs' Civil Rights by acting in concert to illegally detain, search, assault, wrongfully arrest people, subject people to malicious prosecution, and discriminate against the citizenry based on their race, ethnicity, and gender. This conspiracy to deprive the Plaintiffs of their legal and constitutional rights within the CITY OF ANTIOCH Police Department directly lead to officers within the department to deprive people of the constitutional rights and to act with discrimination and racial bias when interacting with people. This deprivation of constitutional rights, bias and discrimination directly lead to the Plaintiffs suffering from damages stemming from the wrongful acts committed by the defendant officers against the Plaintiffs.

327. In doing the acts complained of herein, Defendants CITY, BROOKS, MOREFIELD, FORD, NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS, GERBER, HILL, MARCOTTE, HUGHES, GEIS, MOORE, WISECARVER, HOFFMAN, and/or DOES 1-100, individually and/or while acting in concert with one another, conspired for the purpose of depriving Plaintiffs and/or persons similarly



1 situated to Plaintiffs, either directly or indirectly, of the equal protection of the laws or of equal  
2 privileges and immunities under the laws as alleged in this complaint in violation of 42 U.S.C. §  
3 1985.

4 328. Plaintiffs are further informed and believe and thereon allege that Defendants CITY  
5 OF ANTIOCH, City Managers BERNAL, JOHNSON, EBBS, and REED, as well as  
6 Defendants BROOKS, MOREFIELD, FORD, EVANS, BLEDSOE, WISECARVER,  
7 HOFFMAN, DOES 1-100, and each of them, had the power to stop and/or aid in preventing the  
8 conspiracy and/or conspiracies by Defendants NUTT, EVANS, ROMBOUGH, AMIRI,  
9 DUGGAR, RAMIREZ, MANLY WILLIAMS, LENDERMAN, BLEDSOE, THOMAS  
10 SMITH, PRIETO, RODRIGUEZ, ADAMS, WENGER, HARRIS, GERBER, HILL,  
11 MARCOTT, HUGHES, GEIS, MOORE, DOES 1-100, and/or each of them, as alleged herein,  
12 but instead maintained customs, policies, and/or practices which encouraged, authorized,  
13 condoned, ratified, failed to prevent, and/or failed to aid in the prevention of the wrongs  
14 conspired to be done by Defendants NUTT, EVANS, ROMBOUGH, AMIRI, DUGGAR,  
15 RAMIREZ, MANLY WILLIAMS, LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO,  
16 RODRIGUEZ, ADAMS, WENGER, HARRIS, GERBER, HILL, MARCOTTE, HUGHES,  
17 GEIS, MOORE, DOES 1-100, and/or each of them.

20 329. As a result of the failure and/or refusal of Defendants CITY OF ANTIOCH,  
21 BERNAL, JOHNSON, EBBS, and REED, BROOKS, MOREFIELD, FORD, EVANS,  
22 BLEDSOE, HOFFMAN, WISECARVER, DOES 1-100, and each of them, to prevent or aid in  
23 preventing the commission of the conspiracy and/or conspiracies by Defendants NUTT,  
24 EVANS, ROMBOUGH, AMIRI, DUGGAR, RAMIREZ, MANLY WILLIAMS,  
25 LENDERMAN, BLEDSOE, THOMAS SMITH, PRIETO, RODRIGUEZ, ADAMS,  
26 WENGER, HARRIS, GERBER, HILL, MARCOTT, HUGHES, GEIS, MOORE, and DOES 1-  
27  
28

100, Plaintiffs and persons similarly situated to them are entitled to recover damages in amounts to be determined according to proof.

WHEREFORE, Plaintiffs pray for relief as hereinafter set forth.

**JURY DEMAND**

Plaintiffs hereby demand a jury trial in this action.

**PRAYER**

WHEREFORE, Plaintiffs pray for relief, as follows:

1. For general damages according to proof;
2. For special damages, including but not limited to, past, present and/or future wage loss, income and support, medical expenses and other special damages in a sum to be determined according to proof;
3. For punitive damages and exemplary damages in amounts to be determined according to proof as to the individually named Defendants, and DOES 1-100, or each of them;
4. Any and all permissible statutory damages;
5. For reasonable attorney's fees pursuant to 42 U.S.C. §1988;
6. For cost of suit herein incurred;
7. For injunctive relief, including necessary policy and practice changes to Defendant CITY OF ANTIOCH'S police department and Court Monitoring to ensure compliance with such necessary policy and practice changes ; and
8. For such other and further relief as the Court deems just and proper.

DATED: May 13, 2024

**BURRIS NISENBAUM CURRY & LACY LLP**

/s/ John L. Burris  
John L. Burris  
Benjamin Nisenbaum  
James Cook  
Attorneys for Plaintiffs

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28